

**Attributed First Circuit Panel Decisions Per Year and By Selected
Judges, Attachm. 1**

Year	Circuit	Lynch	Torruella	Selya	Lipez	Howard
Pre-Lynch 1995 ^A	243	N/A ^A	138	190	N/A ^B	N/A ^C
Post-Lynch 1995 ^A	437	133 ^A	169	192	N/A ^B	N/A ^C
All 1995 ^A	680	133 ^A	307	382	N/A ^B	N/A ^C
1996	655	237	237	266	N/A ^B	N/A ^C
1997	582	252	209	264	N/A ^B	N/A ^C
Pre-Lipez 1998 ^B	388	147	160	154	N/A ^B	N/A ^C
Post-Lipez 1998 ^B	192	63	82	90	40 ^B	N/A ^C
All 1998 ^B	580	210	242	244	40 ^B	N/A ^C
1999	518	183	153	198	169	N/A ^C
2000	480	160	200	207	187	N/A ^C
2001	517	206	213	199	204	N/A ^C
Pre-Howard 2002 ^C	220	92	85	85	102	N/A ^C
Post-Howard 2002 ^C	239	84	105	82	104	40 ^C
All 2002 ^C	459	176	190	167	206	40 ^C
2003	479	182	152	144	195	185
2004	544	230	229	189	199	183
2005	578	243	212	204	210	227
2006	544	208	235	185	212	225
2007 ^D	467	208	206	139 ^D	196	159
2008 ^D	477	214	187	149 ^D	181	199
2009	446	147	190	124	185	197
Pre-Thompson 2010 ^E	132	65	49	103	53	50
Post-Thompson 2010 ^E	228	90	67	0	94	114
All 2010 ^E	360	155	116	103	147	164
2011	381	146	147	103	137	154
2012	368	164	117	102	146	117
Pre-Kayatta 2013 ^F	133	62	46	39	46	60
Post-Kayatta 2013 ^F	228	106	102	56	76	106
All 2013 ^F	361	168	148	95	122	166
Pre-Barron 2014 ^G	141	97	87	67	56	75
Post-Barron 2014 ^G	222	53	38	47	36	45
All 2014 ^G	363	150	125	114	92	120
2015	397	157	138	113	83	151
2016	399	162	137	112	84	108
2017	433	156	190	100	73	149
2018	351	146	134	83	53	118
2019	413	191	163	78	60	116
2020 ^H	398	164	134 ^H	78	68	146
Partial 2021 ^H	248	107	0 ^H	60	44	91

^A Lynch first appears in Lexis May 9, 1995; see 1995 U.S. App. LEXIS 10255.

^B Lipez first appears in Lexis Aug. 10, 1998, see 151 F.3d 29.

^C Howard first appears in Lexis June 17, 2002; see 306 F.3d 1151.

^D Selya is labeled a senior judge in Lexis from Jan. 19, 2007–July 28, 2008.

^E Thompson first appears in Lexis May 14, 2010; see 2010 U.S. App. LEXIS 27462.

^F Kayatta first appears in Lexis May 8, 2013; see 2013 U.S. App. LEXIS 26065.

^G Barron first appears in Lexis July 29, 2014; see 760 F.3d 126.

^H The Honorable Juan Torruella died in office on Oct. 26, 2020.

First Circuit "HHS" & Similar Decisions Per Year and By Judges Lynch & Torruella, Attachm. 2

Year	Circuit	Lynch	Torruella
Post-Lynch 1995 ^A	12	6	5
1996	7	2	6
1997	7	4	5
Pre-Lipez 1998 ^B	4	3	2
Post-Lipez 1998 ^B	1	0	1
All 1998 ^B	5	3	3
1999	1	0	1
2000	3	2	0
2001	3	2	2
Pre-Howard 2002 ^C	1	1	0
Post-Howard 2002 ^C	2	2	0
All 2002 ^C	3	3	0
2003	2	0	0
2004	2	2	0
2005	0	0	0
2006	3	2	1
2007	1	1	0
2008	3	2	1
2009	4	2	2
Pre-Thompson 2010 ^D	0	0	0
Post-Thompson 2010 ^D	3	2	1
All 2010 ^D	3	2	1
2011	2	2	0
2012	5	2	3
Pre-Kayatta 2013 ^E	1	1	1
Post-Kayatta 2013 ^E	0	0	0
All 2013 ^E	1	1	1
Pre-Barron 2014 ^F	1	0	0
Post-Barron 2014 ^F	2	2	0
All 2014 ^F	3	2	0
2015	4	1	2
2016	2	1	0
2017	1	1	0
2018	2	0	1
2019	6	4	3
2020 ^G	4	3	0
Partial 2021 ^G	2	0	0
Totals--	91	50	37^G

^A Lynch first appears in Lexis May 9, 1995; see 1995 U.S. App. LEXIS 10255.

^B Lipez first appears in Lexis Aug. 10, 1998, see 151 F.3d 29.

^C Howard first appears in Lexis June 17, 2002; see 306 F.3d 1151.

^D Thompson first appears in Lexis May 14, 2010; see 2010 U.S. App. LEXIS 27462.

^E Kayatta first appears in Lexis May 8, 2013; see 2013 U.S. App. LEXIS 26065.

^F Barron first appears in Lexis July 29, 2014; see 760 F.3d 126.

^G The Honorable Juan Torruella died in office on Oct. 26, 2020.

First Circuit "HHS" & Similar Decisions Postdating May 8, 1995, Attachm. 3

Date	Case Name & No(s) .	Panel,¹ Written By;² Citation³
Aug. 18, 2021	<i>Asociación Hosp. Del Maestro, Inc. v. Becerra</i> , 19-1475	Howard, Barron, JBD; LEX24680
Apr. 22, 2021	<i>In re Kupperstein</i> , 20-1472	Howard, Lipez, Thompson; 994 F.3d 673
Dec. 4, 2020	<i>Healthpromed. Found., Inc. v. HHS</i> , 17-1736, -1812	Lynch, Lipez, Barron; 982 F.3d 15
Dec. 4, 2020	<i>Corp. De Servicios Integrales De Salud Integral En La Montaña v. Puerto Rico</i> , 19-1336	Lynch, Lipez, Barron; 981 F.3d 147
Sept. 30, 2020	<i>Alcabia Therapeutics, Inc. v. Azar</i> , 20-1101	Howard, Selya, Thompson; 976 F.3d 86
May 4, 2020	<i>Rosie D. v. Baker</i> , 19-1262, -1767	Howard, Lynch, Lipez; 958 F.3d 51
Nov. 19, 2019	<i>In re Kupperstein</i> , 18-2248, -2249	TorrueLLa, Thompson, Barron; 943 F.3d 12
Oct. 17, 2019	<i>Phillips v. Sununu</i> , 18-2004	TorrueLLa, Lynch, Kayatta; LEX39410
June 22, 2019	<i>Maine Pooled Disability Trust v. Hamilton</i> , 18-1223	Thompson, Kayatta, Barron; 927 F.3d 52
May 2, 2019	<i>Massachusetts v. United States HHS</i> , 18-1514	TorrueLLa, Lynch, Thompson; 923 F.3d 209
Mar. 21, 2019	<i>Municipality of San Juan v. Puerto Rico</i> , 18-1783	Lynch, Thompson, Barron; 919 F.3d 565
Jan. 15, 2019	<i>Phillips v. Sununu</i> , 18-2005	Lynch, Kayatta, Barron; LEX11931
May 21, 2018	<i>Morales-Melecio v. United States (HHS)</i> , 16-2064	TorrueLLa, Lipez, Kayatta; 890 F.3d 361
Apr. 4, 2018	<i>N.H. Hosp. Ass'n v. Azar</i> , 17-1615	Kayatta, Selya, Lipez; 887 F.3d 62
Dec. 5, 2017	<i>Tompson v. N.H. HHS</i> , 16-2010	Lynch, Kayatta, Barron; LEX27545
Nov. 29, 2016	<i>Parkview Adventist Med. Ctr. V. United States</i> , 16-1731	Lynch, Stahl, Barron; 842 F.3d 757
Oct. 27, 2016	<i>Me. Med. Ctr. V. Burwell</i> , 15-2408, -2483	Howard, Selya, Kayatta; 841 F.3d 10
Dec. 22, 2015	<i>Municipio Autónomo de Ponce v. United States (OMB)</i> , 14-2287	Kayatta, Stahl, Barron; 809 F.3d 28
Dec. 7, 2015	<i>Casey v. HHS</i> , 15-115	Howard, Selya, Stahl; 807 F.3d 395
Feb. 4, 2015	<i>N.H. Right to Life v. United States HHS</i> , 14-1011	TorrueLLa, Howard, Kayatta; 778 F.3d 43
Jan. 5, 2015	<i>Me. Med. Ctr. v. Burwell</i> , 14-1557	Lynch, TorrueLLa, Kayatta; 775 F.3d 470
Dec. 15, 2014	<i>Connor B. v. Patrick</i> , 13-2467	Lynch, Selya, Kayatta; 774 F.3d 45
Nov. 17, 2014	<i>Mayhew v. Burwell</i> , 14-1300	Lynch, Selya, Barron; 772 F.3d 80
Apr. 28, 2014	<i>Bruns v. Mayhew</i> , 13-1456	Howard, Stahl, Thompson; 750 F.3d 61
Jan. 15, 2013	<i>ACLU of Mass. v. United States Conf. of Catholic Bishops</i> , 12-1466, -1658	Lynch, TorrueLLa, JBD; 705 F.3d 44
Sept. 13, 2012	<i>Mayhew v. Sebelius</i> , 12-2059	Lynch, Howard, Thompson; LEX21083
Aug. 20, 2012	<i>Consejo De Salud De La Comunidad De La Playa De</i>	TorrueLLa, Selya, Lipez; 695 F.3d 83

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

³ Shorthand is used, e.g., an Oct. 17, 2019, decision cited as LEX39410 is 2019 U.S. App. LEXIS 39410.

Date	Case Name & No(s) .	Panel, Written By; Citation
	<i>Ponce, Inc. v. Gonzalez-Feliciano</i> , 11-1121, -1126, -1733	
July 11, 2012	<i>Mead v. Independence Ass'n</i> , 12-1790	<i>Lipez, Selya, Howard</i> ; 684 F.3d 226
May 31, 2012	<i>Massachusetts v. United States HHS</i> , 10-2204, -2207, -2214	<i>Lynch, Torruella, Boudin</i> ; 682 F.3d 1
Jan. 13, 2012	<i>Hawkins v. HHS</i> , 10-1761	<i>Torruella, Selya, Lipez</i> ; 665 F.3d 25
Mar. 11, 2011	<i>Massachusetts v. Sebelius</i> , 09-2392	<i>Lynch, Boudin, Howard</i> ; 638 F.3d 24
Feb. 17, 2011	<i>Hutchinson v. Patrick</i> , 10-1268	<i>Lynch, Selya, Howard</i> ; 636 F.3d 1
Oct. 27, 2010	<i>Concilio de Salud Integral de Loíza, Inc. v. Perez-Perdomo</i> , 09-2067	<i>Lynch, Boudin, Howard</i> ; 625 F.3d 15
July 15, 2010	<i>Booker v. Mass. Dep't of Public Health</i> , 09-1082	<i>Lynch, Lipez, Howard</i> ; 612 F.3d 34
June 18, 2010	<i>Sam M. v. Carcieri</i> , 09-1759	<i>Torruella, JBD, Stahl</i> ; 608 F.3d 77
Dec. 7, 2009	<i>Administracion Para El Sustento De Menores of the Dep't of the Family of P.R. v. HHS of the United States</i> , 08-2169	<i>Torruella, Boudin, JBD</i> ; 588 F.3d 740
Nov. 4, 2009	<i>Miller v. Nichols</i> , 09-1174	<i>Lynch, Torruella, Boudin</i> ; 586 F.3d 53
Aug. 5, 2009	<i>Franklin Mem. Hosp. v. Harvey</i> , 08-2550	<i>Lynch, JBD, Lipez</i> ; 575 F.3d 121
Jan. 14, 2009	<i>Doe v. Leavitt</i> , 08-1431	<i>Boudin, Selya, Stahl</i> ; 552 F.3d 75
Dec. 15, 2008	<i>Concilo De Salud Integral De Loíza, Inc. v. Perez-Perdomo</i> , 07-2012, -2070, -2326, -2327	<i>Lynch, Selya, Boudin</i> ; 551 F.3d 10
Nov. 17, 2008	<i>R.I. Hosp. v. Leavitt</i> , 07-2673	<i>Torruella, JBD, Howard</i> ; 548 F.3d 29
Mar. 26, 2008	<i>Puerto Rican Ass'n of Physical Med. & Rehab., Inc. v. United States</i> , 07-2467	<i>Boudin, Lynch, JBD</i> ; 521 F.3d 46
May 18, 2007	<i>Dr. Jose S. Belavel, Inc. v. Perez-Perdomo</i> , 07-1240	<i>Lynch, Lipez, Howard</i> ; 488 F.3d 11
Nov. 16, 2006	<i>Buchanan v. Maine</i> , 06-1466	<i>Lynch, JBD, Lipez</i> ; 469 F.3d 158
Oct. 2, 2006	<i>Dr. Jose S. Belavel, Inc. v. Perez-Perdomo</i> , 05-2854	<i>Lynch, JBD, Lipez</i> ; 465 F.3d 33
May 8, 2006	<i>Visiting Nurse Ass'n Gregoria Auffant, Inc. v. Thompson</i> , 04-2721	<i>Torruella, Lipez, JBD</i> ; 447 F.3d 68
June 29, 2004	<i>Largess v. Supreme Judicial Court</i> , 04-1621	<i>Boudin, Lynch, Howard</i> ; 373 F.3d 119
Mar. 17, 2004	<i>Long Term Care Pharmacy Alliance v. Ferguson</i> , 03-1895	<i>Boudin, Lynch, Lipez</i> ; 362 F.3d 50
June 9, 2003	<i>Mimiya Hosp. Inc. SNF v. United States HHS</i> , 02-1952	<i>Selya, Coffin, Lipez</i> ; 331 F.3d 178
Jan. 28, 2003	<i>Rolland v. Romney</i> , 02-1697	<i>Selya, Coffin, Bownes</i> ; 318 F.3d 42
Oct. 16, 2002	<i>Shore Hosp. Inc. v. Thompson</i> , 02-1284	<i>Selya, Lipez, Lynch</i> ; 308 F.3d 91
Oct. 15, 2002	<i>Bryson v. Shumway</i> , 02-1059	<i>Boudin, Bownes, Lynch</i> ; 308 F.3d 79

Date	Case Name & No(s) .	Panel, Written By; Citation
Jan. 28, 2002	<i>Greenless v. Almond</i> , 01-1410	<i>Lynch, Coffin, JBD</i> ; 277 F.3d 601
Nov. 30, 2001	<i>Cutler v. HHS</i> , 00-2413	<i>Boudin, Torruella, Lynch</i> ; 23 F. App'x 12
Nov. 13, 2001	<i>Waterkeeper Alliance v. United States DOD</i> , 01-2057	<i>Lynch, Stahl, Lipez</i> ; 271 F.3d 21
Sept. 10, 2001	<i>Wilson v. Shumway</i> , 00-1722	<i>Boudin, Torruella, Stahl</i> ; 264 F.3d 120
May 18, 2000	<i>AFGE, Local 1146 v. United States HHS</i> , 99-2208	<i>Selya, Coffin, Boudin</i> ; LEX10993
May 18, 2000	<i>MaineGeneral Med. Ctr. v. HHS</i> , 99-1085	<i>Boudin, Cyr, Lynch</i> ; 210 F.3d 420
Mar. 8, 2000	<i>MaineGeneral Med. Ctr. v. Shalala</i> , 99-1085	<i>Boudin, Cyr, Lynch</i> ; 205 F.3d 493
Dec. 3, 1999	<i>Lebron-Guzman v. HHS</i> , 99-1410	<i>Torruella, Stahl, Lipez</i> ; 201 F.3d 427
Dec. 29, 1998	<i>Perez v. Commissioner of HHS</i> , 98-1369	<i>Torruella, Boudin, Lipez</i> ; 181 F.3d 80
July 27, 1998	<i>Warder v. Shalala</i> , 97-2047	<i>Torruella, Campbell, Lynch</i> ; 149 F.3d 73
Apr. 28, 1998	<i>Rosenthal v. Banks</i> , 97-2143	<i>Boudin, Coffin, Lynch</i> ; 181 F.3d 80
Feb. 9, 1998	<i>Action for Boston Community Dev. v. Shalala</i> , 97-1834	<i>Torruella, Boudin, JBD</i> ; 136 F.3d 29
Jan. 29, 1998	<i>DeNovellis v. Shalala</i> , 97-1091, -1092	<i>Stahl, Bownes, Lynch</i> ; 135 F.3d 58
Oct. 29, 1997	<i>Nazario v. HHS, Comm'r of Social Sec.</i> , 97-1193	<i>Torruella, Stahl, Lynch</i> ; LEX30030
Oct. 24, 1997	<i>Bermudez v. Secretary of HHS</i> , 96-2318	<i>Torruella, Stahl, Lynch</i> ; LEX29776
Oct. 10, 1997	<i>Rosado v. Secretary of HHS</i> , 97-1188	<i>Torruella, Stahl, Lynch</i> ; LEX28424
Sept. 16, 1997	<i>Pine Tree Medical Assocs. v. Secretary of HHS</i> , 97-1054	<i>Torruella, Campbell, Boudin</i> ; 127 F.3d 118
Sept. 2, 1997	<i>DeNovellis v. Shalala</i> , 96-2050	<i>Boudin, Bownes, Stahl</i> ; 124 F.3d 298
Aug. 13, 1997	<i>In re Ludlow Hosp. Soc'y</i> , 97-1014	<i>Torruella, Cyr, Boudin</i> ; 124 F.3d 22
July 10, 1997	<i>Randlett v. Shalala</i> , 96-1950	<i>Boudin, Aldrich, Lynch</i> ; 118 F.3d 857
Oct. 10, 1996	<i>Trembley v. Sullivan</i> , 95-2267	<i>Torruella, Cyr, Stahl</i> ; LEX26781
July 5, 1996	<i>Rivera v. Secretary of HHS</i> , 95-2185	<i>Torruella, Cyr, Stahl</i> ; LEX16047
May 21, 1996	<i>Gonzalez-Aleman v. Secretary of HHS</i> , 95-2168	<i>Selya, Cyr, Stahl</i> ; LEX11655
Apr. 5, 1996	<i>Segarra v. Secretary of Health & Human Servs.</i> , 95-1783	<i>Torruella, Boudin, Stahl</i> ; LEX6572
Mar. 29, 1996	<i>Niemi v. Shalala</i> , 95-1743	<i>Torruella, Boudin, Stahl</i> ; LEX5818
Mar. 11, 1996	<i>O'Connell v. Shalala</i> , 95-1355	<i>Torruella, Aldrich, Selya</i> ; 79 F.3d 170
Feb. 8, 1996	<i>Manso-Pizarro v. Secretary of Health & Human Servs.</i> , 95-1241	<i>Torruella, Selya, Lynch</i> ; 76 F.3d 15
Dec. 28, 1995	<i>Cruz-Rosado v. Secretary of Health & Human Servs.</i> , 95-1620	<i>Selya, Stahl, Lynch</i> ; LEX36980
Dec. 28, 1995	<i>Torres-Maldonado v. Secretary of Health & Human Servs.</i> , 95-1598	<i>Cyr, Boudin, Lynch</i> ; LEX36979
Dec. 26, 1995	<i>Piniero-Sanchez v. Secretary of HHS</i> , 95-1496	<i>Cyr, Boudin, Lynch</i> ; LEX36590
Dec. 14, 1995	<i>Valez v. Secretary of Health & Human Servs.</i> , 95-	<i>Selya, Stahl, Lynch</i> ; LEX35199

Date	Case Name & No(s) .	Panel, Written By; Citation
	1646	
Nov. 24, 1995	<i>McKean v. Shalala</i> , 95-1399	Selya, Cyr, Boudin; LEX32859
Oct. 30, 1995	<i>Sanchez-Rodriguez v. Secretary of Health & Human Servs.</i> , 95-1537	Cyr, Boudin, Lynch; LEX30979
Sept. 25, 1995	<i>Mercier v. Secretary of Health & Human Servs.</i> , 95-1049	Torruella, Selya, Stahl; LEX27531
Sept. 25, 1995	<i>Rossi v. Shalala</i> , 95-1045	Torruella, Selya, Boudin; LEX27530
Sept. 6, 1995	<i>Santos-Isaac v. Secretary of HHS</i> , 95-1227	Torruella, Selya, Lynch; LEX24996
Aug. 2, 1995	<i>Alvarez v. Secretary of Health & Human Servs.</i> , 95-1028	Torruella, Selya, Boudin; LEX20436
June 13, 1995	<i>Griswold v. Secretary of Health & Human Servs.</i> , 94-2168	Cyr, Boudin, Stahl; LEX14705
May 9, 1995	<i>Santos-Martinez v. Secretary of Health & Human Servs.</i> , 94-2152	Torruella, Cyr, Stahl; LEX10434

First Circuit “Massachusetts”–“HHS” & Similar Decisions Postdating May 8, 1995, Attachm. 4

Date	Case Name & No(s) .	Panel,¹ Written By;² Citation³
May 4, 2020	<i>Rosie D. v. Baker</i> , 19-1262, -1767	Howard, Lynch, Lipez; 958 F.3d 51
May 2, 2019	<i>Massachusetts v. United States HHS</i> , 18-1514	Torruella, Lynch, Thompson; 923 F.3d 209
Dec. 15, 2014	<i>Connor B. v. Patrick</i> , 13-2467	Lynch, Selya, Kayatta; 774 F.3d 45
Jan. 15, 2013	<i>ACLU of Mass. v. United States Conf. of Catholic Bishops</i> , 12-1466, -1658	Lynch, Torruella, JBD; 705 F.3d 44
May 31, 2012	<i>Massachusetts v. United States HHS</i> , 10-2204, -2207, -2214	Lynch, Torruella, Boudin, 682 F.3d 1
May 11, 2011	<i>Massachusetts v. Sebelius</i> , 09-2392	Lynch, Boudin, Howard; 638 F.3d 24
Feb. 17, 2011	<i>Hutchinson v. Patrick</i> , 10-1268	Lynch, Selya, Howard; 636 F.3d 1
July 15, 2010	<i>Booker v. Mass Dep’t of Public Health</i> , 09-1082	Lynch, Lipez, Howard; 612 F.3d 34
June 29, 2004	<i>Largess v. Supreme Judicial Court</i> , 04-1621	Boudin, Lynch, Howard; 373 F.3d 119
Mar. 17, 2004	<i>Long Term Care Pharmacy Alliance v. Ferguson</i> , 03-1895	Boudin, Lynch, Lipez; 362 F.3d 50
Jan. 28, 2003	<i>Rolland v. Romney</i> , 02-1697	Selya, Coffin, Bownes; 318 F.3d 42
Jan. 28, 2002	<i>Greenless v. Almond</i> , ⁴ 01-1410	Lynch, Coffin, JBD; 277 F.3d 601

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

³ Shorthand is used, *e.g.*, an Oct. 17, 2019, decision cited as LEX39410 is 2019 U.S. App. LEXIS 39410.

⁴ Christine Ferguson was named in the case as Rhode Island’s H.H.S. director. The author knows not whether at that point Ferguson had previously worked for Massachusetts, only that by January 15, 2003, Governor Romney had announced her nomination to lead Massachusetts H.H.S. See Higgins, *Mass. Health Commissioner To Join Public Health School*, The Harvard Crimson (Jan. 15, 2003) (“Meanwhile, W. Mitt Romney’s administration has already named Koh’s successor as commissioner—Christine Ferguson, who worked in the Rhode Island government before a failed bid for Congress in 2002.”), available at <https://www.thecrimson.com/article/2003/1/15/mass-health-commissioner-to-join-public/> (last accessed Oct. 22, 2023). Regardless, *Greenless v. Almond* is not included in the set of the First Circuit’s last 10 most important decisions affecting Massachusetts H.H.S., *infra*.

Reviewed First Circuit "DCF"-type Decisions Postdating May 8, 1995, Attachm. 5

Date	Case Name & No(s) .	District	Type	Panel,¹ Written By²
July 11, 1995	<i>DeCosta v. Chabot</i> , 94-213	N.H.	Civ.	Boudin, Campbell, JBD
	59 F.3d 279; S.J. affirmed against couple who sued over unfounded child-abuse investigation			
Aug. 24, 1995	<i>United States v. Whalen</i> , 94-2304	ME	Crim.	Torruella, Lynch, JBD
	LEX23933; ³ revocation hearing affirmed; evidence entered from ME C.P.S.			
Feb. 1, 1996	<i>Wojcik v. Town of N. Smithfield</i> , 95-1594	R.I.	Civ.	Cyr, Boudin, Stahl
	76 F.3d 1; denying § 1983 wherein town moved kids to another school to question them, but found no abuse after home visit			
Nov. 12, 1996	<i>Pettiway v. Vose</i> , 96-1482	R.I.	Hab.	Coffin, Torruella, JBD
	100 F.3d 98; affirm. denial of § 2254 where Petitioner was barred from admitting D.C.Y.F. report of previous abuse by other possible suspects against same child victim			
Jan. 30, 1997	<i>Stafford Sch. Dist. V. Employers Reinsurance Corp.</i> , 96-1620	ME	Civ.	Selya, Boudin, Aldrich
	105 F.3d 45; affirming coverage for school district that filed to notify C.P.S.			
Apr. 17, 1997	<i>United States v. Schneider</i> , 96-1281	R.I.	Crim.	Aldrich, Lynch, Boudin
	111 F.3d 97; juror claimed D.C.Y.F. had given kids issues			
June 11, 1997	<i>Doe v. Moffat</i> , 96-2351	R.I.	Civ.	Selya, Boudin, Stahl
	LEX13748; Aff. S.J. for D.C.Y.F. where home was entered in exigent circumstances in abuse and custody case.			
Aug. 21, 1997	<i>White v. Gittens</i> , 96-1838	MA	Civ.	Torruella, Stahl, Campbell
	121 F.3d 803; ordering denial w. prej. of § 1983 against parole-board members after parolee reported in that D.S.S. removed his girlfriend's kids and filed report against him, triggering revocation			
Sept. 2, 1997	<i>DeNovellis v. Shalala</i> , 96-2050	MA	Civ.	Boudin, Bownes, Stahl
	124 F.3d 298; affirm. S.J. for H.H.S. in age-discrimination case mentioning "Administration for Children and Families"			
Nov. 7, 1997	<i>Brown v. Ives</i> , 96-1954	ME	Civ.	Boudin, JBD, JBD
	129 F.3d 209; affirm. S.J. for case worker who perjured self against a grandfather in custody proceeding.			
Dec. 22, 1997	<i>Acosta-Orozco v. Rodriguez-De-Rivera</i> , 97-1489	P.R.	Civ.	Torruella, Cyr, Lynch
	132 F.3d 97; reversing S.J. against D.S.S. manager fired after election of opposing political party			
Jan. 29, 1998	<i>DeNovellis v. Shalala</i> , 97-1091, -1092	MA	Civ.	Lynch, Stahl, Bownes
	135 F.3d 58; affirm. Den. Of inj. In age-discrimination case mentioning A.C.F.; Bownes dissents			

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

³ Shorthand is used, *e.g.*, an Oct. 17, 2019, decision cited as LEX39410 is 2019 U.S. App. LEXIS 39410.

Date	Case Name & No(s) .	District	Type	Panel, Written By
	at 66			
Feb. 9, 1998	<i>Action for Boston Community Dev. v. Shalala</i> , 97-1834	MA	Civ.	Torrueella, Boudin, JBD
	136 F.3d 29; affirm. den. Of inj. for head start provider challenging H.H.S. grant award			
Jan. 21, 1999	<i>United States v. Hilton</i> , 98-1513	ME	Crim	Boudin, Coffin, Bownes
	167 F.3d 61; reversing dism. of child-porn indictment; Protection of Children Act, 1978 cited at 65 n. 1			
Apr. 12, 2000	<i>O'Neill v. Baker</i> , 99-1180	MA	Civ.	Selya, Boudin, Lynch
	210 F.3d 41; D.S.S. commissioner named def't in individual capacity			
May 8, 2000	<i>Weber v. Cranston Sch. Comm.</i> , 99-1086	R.I.	Civ.	Boudin, Bownes, Lipez
	212 F.3d 41; I.E.P. retaliation case; school employee threatened to report mom to D.C.Y.F.			
June 28, 2000	<i>McLeod v. State</i> , 00-1095	ME	Civ.	Selya, Campbell, Boudin
	LEX15060; affirm. dist. court's abstention from state child-protection proceeding			
Nov. 5, 2001	<i>Alwyr v. Duval</i> , 01-1270	N.H.	Civ.	Boudin, Torrueella, Stahl
	26 F. App'x 17; § 1983 filed after D.C.Y.F. took temp. custody based on info from police			
Dec. 17, 2001	<i>Hatch v. Dep't for Children</i> , 01-1492	R.I.	Civ.	Coffin, Selya, JBD
	274 F.3d 12; affirm. S.J. for D.C.Y.F. after child lied about abuse and D.C.Y.F. took temporary custody			
May 30, 2002	<i>Brown v. Newburger</i> , 01-2410	MA	Civ.	Lynch, Cyr, Coffin
	291 F.3d 89; Boston Children's Hospital Doctor and D.S.S. were named defendants			
Aug. 1, 2002	<i>Mass. Soc'y for the Prevention of Cruelty to Children v. NLRB</i> , 01-2260	MA	Civ.	Torrueella, Campbell, Cyr
	297 F.3d 41; labor-practices case			
Aug. 1, 2002	<i>Suboh v. Dist. Attorney's Office</i> , 01-2272, -2524	MA	Civ.	Selya, Lynch, JBD
	298 F.3d 81; affirm. S.J. for D.A., den. S.J. for cop who gave child to non-custodians about to leave the U.S. permanently with child			
Nov. 19, 2002	<i>Hatch v. Town of Middletown</i> , 02-1053	R.I.	Civ.	Torrueella, Lipez, JBD
	311 F.3d 83; plaintiff accused of assaulting son filed § 1983 after D.C.Y.F. investigation			
Feb. 14, 2003	<i>Kauch v. Dep't of Children, Youth & Their Families</i> , 02-1488	R.I.	Civ.	Torrueella, Stahl, Howard
	321 F.3d 1; affirm. S.J. for D.C.Y.F. case worker investigating plaintiff			
Mar. 4, 2003	<i>Devignon v. Clemmey</i> , 01-1862, 02-1293, -1393	MA	Civ	Torrueella, Stahl, Cyr
	322 F.3d 1; affirm. \$2.85 million verdict for family and child abused by private-citizen def't			
Apr. 22, 2003	<i>Tower v. Leslie-Brown</i> , 02-1904	ME	Civ.	Lynch, Lipez, Howard
	326 F.3d 290; affirm. S.J. in § 1983 against state child-protection worker			
June 12, 2003	<i>Ugurken Akturk Kosereis v. Rhode Island</i> , 02-2358	R.I.	Civ	Torrueella, Lynch, Bownes
	331 F.3d 207; affirm. D.C.Y.F.'s win as named def't			

Date	Case Name & No(s) .	District	Type	Panel, Written By
Feb. 6, 2004	<i>Redondo Const. Corp. v. P.R. Highway & Transp. Auth.</i> , 03-1587	P.R.	Civ.	Lynch, Howard, Torruella
	357 F.3d 124; denying immunity to private board; no mention of children or families except that the Department of the Family is a named def't			
May 18, 2004	<i>Economou v. Pepe</i> , 02-2390	MA	Hab.	Lipez, Stahl, Campbell
	96 F. App'x 5; den. \$ 2254 for prisoner indicted as a result of D.S.S. investigation			
June 9, 2004	<i>United States v. Morales-De Jesus</i> , 02-2695	P.R.	Crim.	Lynch, Lipiez, JBD
	372 F.3d 6; conv. aff.; Child Protection Act cited at 11			
July 8, 2004	<i>Lavalee v. Coplan</i> , 04-1160	N.H.	Hab.	Selya, Lynch, JBD
	374 F.3d 41; finding <i>Brady</i> inapplicable to D.C.Y.F. files in \$ 2254 case			
Aug. 2, 2004	<i>Gonzalez-De Blasini v. Family Dep't</i> , 03-2345	P.R.	Civ.	Boudin, Torruella, Howard
	377 F.3d 81; affirm. S.J. for def't in political discrimination suite by employee			
Nov. 29, 2004	<i>Ridley v. Mass Bay Transp. Auth.</i> , 03-1970, -2285	MA	Civ.	Torruella, Lynch, Lipiez
	390 F.3d 65; advertising case; child protection mentioned at 86			
Oct. 14, 2005	<i>Burton v. Town of Littleton</i> , 05-1015	MA	Civ.	Selya, Lynch, JBD
	426 F.3d 9; affirm. S.J. for town and employees against teacher-plaintiff who was fired for allegedly hitting student and was also reported to D.S.S. for same			
Aug. 16, 2006	<i>United States v. Frabizio</i> , 05-2034	MA	Crim.	Torruella, Lynch, Howard
	459 F.3d 80; reversing suppression of child pornography; Child Protection Act mentioned at 92			
Feb. 21, 2007	<i>Acevedo-Luis v. Pagan</i> , 06-1567	P.R.	Civ.	Boudin, Torruella, Lynch
	478 F.3d 35; affirm. Judgment against Dept. of the Fam. in employee's retaliation suit			
Mar. 5, 2007	<i>Mr. I v. Me. Sch. Admin. Dist. No. 55</i> , 06-1368, -1422	ME	Civ.	Torruella, Cyr, Howard
	480 F.3d 1; affirm. Need for special ed. For girl with Aspergers			
May 30, 2007	<i>Porto v. Town of Tewksbury</i> , 06-1994, -2193	MA	Civ.	Lynch, Torruella, JBD
	488 F.3d 67; reversing jury verdict for sexually harassed student; parents had reported abuse to D.S.S.			
Sept. 6, 2007	<i>Torres-Alamo v. Puerto Rico</i> , 06-1903	P.R.	Civ.	Lipez, JBD, Torruella
	502 F.3d 20; allowing plaintiff caseworker to amend in A.D.A./E.E.O.C. case			
Sept. 7, 2007	<i>Carter v. Lindgren</i> , 06-2539	R.I.	Civ.	Boudin, Torruella, JBD
	502 F.3d 26; suit against D.C.Y.F. as named def't			
Oct. 5, 2007	<i>Guerrero v. Ryan</i> , 07-1243	MA	Civ.	Boudin, Torruella, JBD
	LEX23684; affirm. Plaintiff's introduction of defendant's history with D.S.S.			
Nov. 20, 2007	<i>United States v. Dwinells</i> , 06-1709	MA	Crim.	Lipez, Selya, JBD
	508 F.3d 63; affirm. child-sex offender's conviction; Adam Walsh Child Protection Act at 69			
Nov. 27, 2007	<i>Aguilar v. United States Immigration & Customs Enforcement Div. of the Dep't of Homeland</i>	MA	Civ.	Boudin, Selya, Howard

Date	Case Name & No(s).	District	Type	Panel, Written By
	<i>Security</i> , 07-1819			
	510 F.3d 1; affirm. judgment against alien who sued over family integrity; D.S.S. mentioned at 6			
Jan. 31, 2008	<i>Parker v. Hurley</i> , 07-1528	MA	Civ.	Lynch, Howard, Stahl
	514 F.3d 87; finding for def't sch. cmt. Members, town, employees in "diverse families" materials case			
May 13, 2008	<i>Cax v. Puerto Rico</i> , 07-1394	P.R.	Civ	Torruella, JBD, JBD
	525 F.3d 112; affirm. dism. of elder's § 1983 against Fam. Dept. for gratuitously institutionalizing her.			
Aug. 20, 2008	<i>Soto-Lebron v. Fed. Express Corp.</i> , 06-2501, -2519	P.R.	Civ.	Lipez, Howard, JBD
	538 F.3d 45; affirm. dism. of wrongful term./I.I.E.D. suit w. private parties; "Family Department" at 66			
Oct. 15, 2008	<i>Batterman v. Leahy</i> , 07-2653	MA	Civ.	Boudin, JBD, JBD
	544 F.3d 370; attorney sued N.G.O. Committee for Public Counsel Services members, not C.P.C.S. itself, for payment for rep'ing twins in D.S.S. custody			
Oct. 30, 2008	<i>United States v. Polk</i> , 07-2425	ME	Crim.	Lynch, Selya, Howard
	546 F.3d 74; at 77, Adam Walsh Child Protection Act			
May 11, 2009	<i>Smith v. Thompson</i> , 08-1425	MA	Hab.	Torruella, Howard, Stahl
	329 F. App'x 291; denying rapist's § 2254 where D.S.S. interviewed child victim			
Nov. 4, 2009	<i>Miller v. Nichols</i> , 09-1174	ME	Civ.	Lynch, Torruella, Boudin
	586 F.3d 53; aff. den. of inj. where kids taken, put up for adoption			
Dec. 7, 2009	<i>Administracion Para El Sustento De Menores of the Dep't of the Family of P.R. v. HHS of the United States</i> , 08-2169	P.R.	Civ.	Torruella, Boudin, JBD
	588 F.3d 740; plaintiff challenges penalty assessed in data-enforcement rules of grant award			
Dec. 28, 2009	<i>United States v. Dyer</i> , 08-1343	ME	Crim.	Lynch, Torruella, JBD
	589 F.3d 520; at 527, Child Protection Act cited			
Jan. 8, 2010	<i>United States v. Volungus</i> , 09-1596	MA	Crim.	Boudin, Selya, JBD
	595 F.3d 1; at 2, Adam Walsh Child Protection Act cited			
Jan. 15, 2010	<i>United States v. Carta</i> , 09-1949, -2005	MA	Crim.	Boudin, Selya, JBD
	529 F.3d 34; at 36, Adam Walsh Child Protection Act cited			
Jan. 27, 2010	<i>J.R. v. Gloria</i> , 09-1404	R.I.	Civ.	Lynch, Lipez, Howard
	593 F.3d 73; finding no remedy for minor plaintiff against D.C.Y.F.			
June 18, 2010	<i>Sam M. v. Carcieri</i> , 09-1759	R.I.	Civ.	Stahl, Torruella, JBD
	608 F.3d 77; allowing minor's next friends to sue governor, state H.H.S. and D.C.Y.F. directors			
May 10, 2011	<i>United States v. D'Andrea</i> , 08-2455, 09-1018	MA	Crim.	Torruella, Lipez, JBD
	648 F.3d 1; child-rape and -pornography case; D.C.F./D.S.S. mentioned at 3 and at 3 n. 1			

Date	Case Name & No(s) .	District	Type	Panel, Written By
June 30, 2011	<i>Siro v. Wall</i> , 10-1836	R.I.	Hab.?	Torruella, Boudin, Lipez
	644 F.3d 46; at 48, Hasbro Child Protection Team mentioned			
Aug. 11, 2011	<i>United States v. Shields</i> , 09-1330	MA	Crim.	Lynch, Lipez, JBD
	649 F.3d 78; at 81, Adam Walsh Child Protection Act mentioned			
Nov. 22, 2011	<i>Eldredge v. Town of Falmouth</i> , 11-1151	MA	Civ.	Boudin, Thompson, Howard
	662 F.3d 101; finding qual. Imm. for cop who hit pedestrian responding to 911 call mentioning D.S.S.			
Jan. 13, 2012	<i>Hawkins v. HHS</i> , 10-1761	N.H.	Civ.	Torruella, Selya, Lipez
	665 F.3d 25; Medicaid dental care for N.H. youth			
Feb. 22, 2012	<i>Valley Forge Ins. Co. v. Field</i> , 11-1316	MA	Civ.	Lynch, Howard, Thompson
	670 F.3d 93; finding insurer not liable for non-profit treatment facility's fortfeasance; Thompson dissents			
Feb. 29, 2012	<i>United States v. Kearney</i> , 10-2434	MA	Crim.	Lynch, JBD, Stahl
	672 F.3d 81; at 94-95, Adam Walsh Child Protection Act cited			
May 11, 2012	<i>United States v. Vixamar</i> , 11-1251	MA	Crim.	Boudin, Lipez, Thompson
	679 F.3d 22; D.S.S. investigator rejected as alternative culprit to defendant			
July 11, 2012	<i>United States v. Chiaradio</i> , 11-1290	R.I.	Crim.	Lynch, Selya, Thompson
	684 F.3d 265; at 274, Child Protection Restoration and Penalties Enhancement Act of 1990 cited			
July 27, 2012	<i>United States v. Carta</i> , 11-1921	MA	Crim.	Howard, Selya, Thompson
	690 F.3d 1; at 2, Adam Walsh Child Protection Act cited			
Aug. 20, 2012	<i>Consejo De Salud De La Comunidad De La Playa De Ponce, Inc. v. Gonzalez-Feliciano</i> , 11-1221, -1126, -1733	P.R.	Civ.	Torruella, Selya, Lipez
	695 F.3d 83; dispute over Medicaid reimbursements			
Sept. 28, 2012	<i>Felder v. Wetzel</i> , 12-1939	MA	Civ.	Lynch, Boudin, Thompson
	696 F.3d 92; Boston Children's Hospital-involved custody suit under Hague Convention on the Civil Aspects of International Child Abduction			
Nov. 26, 2012	<i>United States v. Wetmore</i> , 11-1626	MA	Crim.	Lynch, Boudin, Lipez
	700 F.3d 570; at 572, Adam Walsh Child Protection Act mentioned			
Jan. 15, 2013	<i>ACLU of Mass. v. United States Conf. of Catholic Bishops</i> , 12-1466, -1658	MA	Civ.	Lynch, Torruella, JBD
	705 F.3d 44; services-for-trafficking-victims case; Mass. is amicus; see at 48 n. 1			
Sept. 17, 2013	<i>United States v. Volungus</i> , 12-1394	MA	Crim.	Lynch, Torruella, Stahl
	730 F.3d 40; at 42, Adam Walsh Child Protection Act mentioned			
July 15, 2014	<i>Jaquez v. Holder</i> , 13-2186	MA ¹	Imm.	Lynch, Lipez, Howard
	758 F.3d 434; affirm. den. of adjust. To immigrant's status due to MA D.C.f. reports against him			
Sept.	<i>United States v. Santiago</i> , 13-1416	P.R.	Crim.	Torruella, JBD, Thompson

¹ This immigration appeal cites no district court record; it is labeled MA from its subject matter.

Date	Case Name & No(s).	District	Type	Panel, Written By
12, 2014	769 F.3d 1; at 5, "Child Protection" mentioned			
Oct. 8, 2014	<i>United States v. Starks</i> , 13-1251	MA	Crim.	Lynch, Thompson, Kayatta
	769 F.3d 83, at 87, D.C.F. mentioned			
Oct. 8, 2014	<i>United States v. Sayer</i> , 14-1150	ME	Crim.	Lynch, Selya, Barron
	557 F. App'x 1; at 1, Adam Walsh Child Protection Act mentioned			
Oct. 20, 2014	<i>Piccone v. McClain</i> , 13-1627	MA	Civ.	Lynch, Howard, Kayatta
	586 F. App'x 709; suit against D.C.F. commissioner over underlying custody case			
Nov. 17, 2014	<i>Mayhew v. Burwell</i> , 14-1300	ME	Civ.	Lynch, Selya, Barron
	772 F.3d 80; case mentioning 19-to-20-year-old adults as "children" in terms of health care			
Dec. 15, 2014	<i>Connor B. v. Patrick</i> , 13-2467	MA	Civ.	Lynch, Selya, Kayatta
	774 F.3d 45; D.C.F. Commissioner Deveney named def't in D.C.F. civil case			
Dec. 18, 2014	<i>Winfield v. O'Brian</i> , 13-2438	MA	Hab.	Howard, Kayatta, JBD
	775 F.3d 1; rape of two-year-old; at 6, D.C.F. mentioned			
Feb. 4, 2015	<i>Rosario Bldg. Corp. v. Municipality of Mayagüez</i> , 13-1676	P.R.	Civ.	Torruella, JBD, Thompson
	778 F.3d 55; dispute over head-start lease			
Feb. 13, 2015	<i>Cooper v. Bergeron</i> , 13-1471	MA	Hab.	Lynch, Stahl, Howard
	778 F.3d 294; at 298, D.S.S. mentioned			
Apr. 21, 2015	<i>Danny B. v. Raimondo</i> , 14-1585	R.I.	Civ.	Selya, JBD, Lipez
	784 F.3d 825; off-shoot of <i>Sam. M.</i> ; class cert. sought for minors exposed to harm while in D.C.Y.F. custody			
May 7, 2015	<i>Piccone v. Bartels</i> , 14-1989	MA	Civ.	Howard, Selya, Stahl
	785 F.3d 766; D.H.S. agents sue police chief for reporting them to their boss; D.S.S. was investigating Piccone's rother for child abuse			
July 16, 2015	<i>United States v. Feliz</i> , 13-2204	P.R.	Crim.	Torruella, Barron, Lynch
	794 F.3d 123; excluding as hearsay statements about the Dept. of the Fam.			
Feb. 5, 2016	<i>United States v. Wetmore</i> , 15-1522	MA	Crim.	Lynch, JBD, Selya
	812 F.3d 245; affirm. commitment under the Adam Walsh Child Protection Act			
May 30, 2016	<i>United States v. Gemma</i> , 14-2120	MA	Crim.	Lynch, Stahl, JBD
	818 F.3d 23; child victim ran away; at 28, D.C.F. mentioned			
June 9, 2016	<i>United States v. Bey</i> , 15-1655	MA	Crim.	Lynch, Kayatta, Barron
	825 F.3d 75; at 78, D.C.F. mentioned			
May 4, 2020	<i>Rosie D. v. Baker</i> , 19-1262, -1767	MA	Civ.	Howard, Lynch, Lipez
	958 F.3d 51; ruling for Mass. in Medicaid-for-disturbed-children case with H.H.S. as named def't; Lipez dissents strongly			
Sept. 1, 2020	<i>United States v. Montijo-Mayson</i> , 18-1640	P.R.	Crim.	Howard, Torruella, Thompson
	974 F.3d 34; affirm. conviction of child-sex offender			

Date	Case Name & No(s) .	District	Type	Panel, Written By
Apr. 28, 2021	<i>Boston Parent Coal. For Academic Excellence Corp. v. Sch. Comm. of Boston</i> , 21-1303	MA	Civ.	Howard, Thompson, Kayatta
	996 F.3d 37; dispute over admissions criteria for Boston's public exam schools; inj. Denied; D.C.F. zip code for children in its custody mentioned as meeting residency req.			
June 30, 2021	<i>Strickland v. Goguen</i> , 19-2104	MA	Hab.	Lynch, Thompson, Kayatta
	LEX19509; at 7, n. 8, D.C.F. mentioned			

Filtered First Circuit "DCF"-type Decisions, Attachm. 6

Date	Case Name & No(s) .	District	Panel, ¹ Written By; ² Citation ³
July 11, 1995	<i>DeCosta v. Chabot</i> , 94-213	N.H.	Boudin, Campbell, JBD; 59 F.3d 279
Feb. 1, 1996	<i>Wojcik v. Town of N. Smithfield</i> , 95-1594	R.I.	Cyr, Boudin, Stahl; 76 F.3d 1
Jan. 30, 1997	<i>Stafford Sch. Dist. v. Employers Reinsurance Corp.</i> , 96-1620	ME	Selya, Boudin, Aldrich; 105 F.3d 45
June 11, 1997	<i>Doe v. Moffat</i> , 96-2351	R.I.	Selya, Boudin, Stahl; LEX13748
Nov. 7, 1997	<i>Brown v. Ives</i> , 96-1954	ME	Boudin, JBD, JBD; 129 F.3d 209
Apr. 12, 2000	<i>O'Neill v. Baker</i> , 99-1180	MA	Selya, Boudin, Lynch; 210 F.3d 41
June 28, 2000	<i>McLeod v. State</i> , 00-1095	ME	Selya, Campbell, Boudin; LEX15060
Nov. 5, 2001	<i>Alwyn v. Duval</i> , 01-1270	N.H.	Boudin, Torruella, Stahl; 26 F. App'x 17
Dec. 17, 2001	<i>Hatch v. Dep't for Children</i> , 01-1492	R.I.	Coffin, Selya, JBD; 274 F.3d 12
May 30, 2002	<i>Brown v. Newburger</i> ; 01-2410	MA	Lynch, Cyr, Coffin; 291 F.3d 89
Apr. 1, 2002	<i>Suboh v. Dist. Attorney's Office</i> , 01-2272	MA	Selya, Lynch, JBD; 298 F.3d 81
Nov. 19, 2002	<i>Hatch v. Town of Middletown</i> , 02-1053	R.I.	Torruella, Lipez, JBD; 311 F.3d 83
Feb. 14, 2003	<i>Kauch v. Dep't for Children, Youth & Their Families</i> , 02-1488	R.I.	Torruella, Stahl, Howard; 321 F.3d 1
Apr. 22, 2003	<i>Tower v. Leslie-Brown</i> , 02-1904	ME	Lynch, Lipez, Howard; 326 F.3d 290
June 12, 2003	<i>Ugurken Akturk Kosereis v. Rhode Island</i> , 02-2358	R.I.	Torruella, Lynch, Bownes; 331 F.3d 207
Oct. 14, 2005	<i>Burton v. Town of Littleton</i> , 05-1015	MA	Selya, Lynch, JBD; 426 F.3d 9
May 30, 2007	<i>Porto v. Town of Tewksbury</i> , 06-1994, -2193	MA	Lynch, Torruella, JBD; 388 F.3d 67
Sept. 7, 2007	<i>Carter v. Lindgren</i> , 06-2539	R.I.	Boudin, Torruella, JBD; 502 F.3d 26
Nov. 4, 2009	<i>Miller v. Nichols</i> , 09-1174	ME	Lynch, Torruella, Boudin; 586 F.3d 53

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

³ Shorthand is used, *e.g.*, an Oct. 17, 2019, decision cited as LEX39410 is 2019 U.S. App. LEXIS 39410.

Date	Case Name & No(s) .	District	Panel, Written By; Citation
Jan. 27, 2010	<i>J.R. v. Gloria</i> , 09-1404	R.I.	<i>Lynch, Lipez, Howard</i> ; 593 F.3d 73
June 18, 2010	<i>Sam M. v. Carcieri</i> , 09-1759	R.I.	<i>Stahl, Torruella, JBD</i> ; 608 F.3d 77
Feb. 12, 2012	<i>Valley Forge Ins. Co. v. Field</i> , 11-1316	MA	<i>Lynch, Howard, Thompson</i> ; 670 F.3d 93
Sept. 28, 2012	<i>Felder v. Wetzel</i> , 12-1939	MA	<i>Lynch, Boudin, Thompson</i> ; 696 F.3d 92
Oct. 20, 2014	<i>Piccone v. McClain</i> , 13-1627	MA	<i>Lynch, Howard, Kayatta</i> ; 586 F. App'x 709
Dec. 18, 2014	<i>Connor B. v. Patrick</i> , 13-2467	MA	<i>Lynch, Selya, Kayatta</i> ; 774 F.3d 45
Apr. 21, 2015	<i>Danny B. v. Raimondo</i> , 14-1585	R.I.	<i>Selya, JBD, Lipez</i> ; 784 F.3d 825

Filtered First Circuit "DCF"-type Decisions in Mass. Cases, Attachm. 7

Date	Case Name & No(s) .	Panel,¹ Written By;² Citation
Apr. 12, 2000	<i>O'Neill v. Baker</i> , 99-1180	Selya, Boudin, Lynch; 210 F.3d 41
May 30, 2002	<i>Brown v. Newburger</i> ; 01-2410	Lynch, Cyr, Coffin; 291 F.3d 89
Apr. 1, 2002	<i>Suboh v. Dist. Attorney's Office</i> , 01-2272	Selya, Lynch, JBD; 298 F.3d 81
Oct. 14, 2005	<i>Burton v. Town of Littleton</i> , 05-1015	Selya, Lynch, JBD; 426 F.3d 9
May 30, 2007	<i>Porto v. Town of Tewksbury</i> , 06-1994, -2193	Lynch, Torruella, JBD; 388 F.3d 67
Feb. 12, 2012	<i>Valley Forge Ins. Co. v. Field</i> , 11-1316	Lynch, Howard, Thompson; 670 F.3d 93
Sept. 28, 2012	<i>Felder v. Wetzel</i> , 12-1939	Lynch, Boudin, Thompson; 696 F.3d 92
Oct. 20, 2014	<i>Piccone v. McClain</i> , 13-1627	Lynch, Howard, Kayatta; 586 F. App'x 709
Dec. 18, 2014	<i>Connor B. v. Patrick</i> , 13-2467	Lynch, Selya, Kayatta; 774 F.3d 45

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

Reviewed First Circuit “DCF”-type Decisions in Mass. Crim. and Hab. Cases Postdating Aug. 1, 2011, Attachm. 8

Date	Case Name & No(s) .	Panel,¹ Written By;² Citation³
Aug. 11, 2011	<i>United States v. Shields</i> , 09-1330	Lynch, Lipez, JBD; 649 F.3d 78
Feb. 29, 2012	<i>United States v. Kearney</i> , 10-2434	Lynch, JBD, Stahl; 672 F.3d 81
May 11, 2012	<i>United States v. Vixamar</i> , 11-1251	Boudin, Lipez, Thompson; 679 F.3d 22
June 27, 2012	<i>United States v. Carta</i> , 11-1921	Howard, Selya, Thompson; 690 F.3d 1
Nov. 26, 2012	<i>United States v. Wetmore</i> , 11-1626	Lynch, Boudin, Lipez; 700 F.3d 570
Sept. 17, 2013	<i>United States v. Volungus</i> , 12-1394	Lynch, Torruella, Stahl; 730 F.3d 40
Oct. 8, 2014	<i>United States v. Starks</i> , 13-1251	Lynch, Thompson, Kayatta; 769 F.3d 83
Dec. 18, 2014	<i>Winfield v. O’Brian</i> , 13-2438	Howard, Kayatta, JBD; 775 F.3d 1
Feb. 13, 2015	<i>Cooper v. Bergeron</i> , 13-1471	Lynch, Stahl, Howard; 778 F.3d 294
Feb. 5, 2016	<i>United States v. Wetmore</i> , 15-1522	Lynch, JBD, Selya; 812 F.3d 245
May 30, 2016	<i>United States v. Gemma</i> , 14-2120	Lynch, Stahl, JBD; 818 F.3d 23
June 9, 2016	<i>United States v. Bey</i> , 15-1655	Lynch, Kayatta, Barron; 825 F.3d 75
June 30, 2021	<i>Strickland v. Goguen</i> , 19-2104	Lynch, Thompson, Kayatta; LEX19509

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

³ Shorthand is used, *e.g.*, an Oct. 17, 2019, decision cited as LEX39410 is 2019 U.S. App. LEXIS 39410.

**Reviewed First Circuit "DCF"-type Decisions in Mass. Cases Per Year
and By Judges Lynch & Torruella, Attachm. 9**

Year	Circuit	Lynch	Torruella
Pre-Thompson 2010 ^A	2	0	0
Post-Thompson 2010 ^A	0	0	0
All 2010 ^A	2	0	0
2011	3	1	1
2012	6	4	0
Pre-Kayatta 2013 ^B	1	1	1
Post-Kayatta 2013 ^B	1	1	1
All 2013 ^B	2	2	2
Pre-Barron 2014 ^C	1	1	0
Post-Barron 2014 ^C	4	3	0
All 2014 ^C	5	4	0
2015	2	1	0
2016	3	3	0
2017	0	0	0
2018	0	0	0
2019	0	0	0
2020 ^D	1	1	0 ^D
Partial 2021 ^D	2	1	0 ^D
Totals—	46	26	12^D

^A Thompson first appears in Lexis May 14, 2010; see 2010 U.S. App. LEXIS 27462.

^B Kayatta first appears in Lexis May 8, 2013; see 2013 U.S. App. LEXIS 26065.

^C Barron first appears in Lexis July 29, 2014; see 760 F.3d 126.

^D The Honorable Juan Torruella died in office Oct. 26, 2020.

**First Circuit "Massachusetts" "Developmental Services"-type Decisions Postdating May 8, 1995,
Attachm. 10**

Date	Case Name & No(s) .	Panel,¹ Written By;² Citation
Oct. 18, 2016	<i>Sherkat v. New England Vill., Inc.</i> , 16-1047	Torruella, Lynch, Barron; 691 F. App'x 644
Apr. 16, 2014	<i>Davidson v. Howe</i> , 13-2365	<i>Lynch</i> , Thompson, JBD; 749 F.3d 21
Jan. 19, 2010	<i>Voss v. Rolland</i> , 08-1874	<i>Lynch</i> , Selya, Stahl; 592 F.3d 242
Dec. 17, 2009	<i>Mosher v. Nelson</i> , 09-1636	<i>Lynch</i> , Stahl, JBD; 589 F.3d 488
Oct. 1, 2008	<i>Ricci v. Patrick</i> , 07-2522, -2523	<i>Lynch</i> , Selya, JBD; 544 F.3d 8
July 7, 1998	<i>King v. Greenblatt</i> , 95-1812, 97-1278, 95-1813, 96-1649, 97-1021, -1057	Selya, Coffin, Campbell; 149 F.3d 9
Oct. 10, 1997	<i>King v. Greenblatt</i> , 95-1812, 97-1278, 95-1813, 96-1649, 97-1021, -1057	Selya, Coffin, Campbell; 127 F.3d 190

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

Reviewed First Circuit "Harvard College"-type Decisions Postdating May 8, 1995, Attachm. 11

Date	Case Name & No(s) .	Panel,¹ Written By²; Citation³
Nov. 12, 2020	<i>Students for Fair Admissions, Inc. v. Presidents & Fellows of Harvard Coll.</i> , 19-2005	Howard, Lynch; 980 F.3d 157
	Aff. Harvard's admissions system over plaintiff's allegations of racial bias	
Jan. 31, 2020	<i>Theidon v. Harvard Univ.</i> , 18-1279	Torruella, Lynch, Thompson; 948 F.3d 477
	Aff. Dism. of sex-discrimination suit filed by anthropologist seeking tenure	
Oct. 24, 2016	<i>Walker v. President & Fellows of Harvard College</i> , 15-1154	Thompson, Kayatta, JBD; 840 F.3d 57
	Aff. dism. of contr. Claim by law sch. alum. who lost job offer over plagiarism finding and sought expungement.	
Dec. 9, 2015	<i>Students for Fair Admissions, Inc. v. Presidents & Fellows of Harvard Coll. (Harvard Corp.)</i> , 15-1823	Howard, Lynch, Kayatta, 807 F.3d 472
	Racial discrimination suit against Harvard	
Mar. 16, 2015	<i>Jones ex rel. United States v. Mass. Gen. Hosp.</i> , 13-1973	Howard, Lipez, Thompson; 780 F.3d 479
	Aff. jury verdict for Harvard Med. School et al. in False Claims Act case	
Feb. 27, 2013	<i>Rubin v. Islamic Republic of Iran</i> , 11-2144	Howard, Stahl, Lipez; 709 F.3d 49
	Denying attachment of Irani antiquities in museum custody; Harvard is an interested party	
May 7, 2012	<i>United States ex rel. Jones v. Brigham & Women's Hospital</i> , 10-2301	Lipez, JBD, Howard; 678 F.3d 72
	Rev. S.J. for Harvard Med. School et al. and remanding for trial in False Claims Act case centered on grant proposal	
Apr. 24, 2012	<i>Rohn v. Tap Pharm. Prods. (In re Luperon Mktg. & Sales Practices Litig.)</i> , 10-2494, 11-1329	Lynch, JBD, Lipez; 677 F.3d 21
	Aff. trial judge's discretionary gift of \$11.4 million in unclaimed settlement funds to Harvard cancer research center	
May 1, 2009	<i>Fiumara v. Presidents & Fellows of Harvard College</i> , 08-1129	Lynch, JBD, Howard; 372 F. App'x 212
	Aff. Harvard's refusal to extend employee's leave indefinitely in A.D.A. suit	
Oct. 14, 2003	<i>Goldstein v. Harvard Univ.</i> , 02-2500	Torruella, Lynch, Howard; 77 F. App'x 534
	Aff. Harvard's win over student who failed to take general exam in A.D.A. suit	
July 1, 2002	<i>Afrasiabi v. Harvard Univ.</i> , 99-1295	Selya, Lynch, JBD; 39 F. App'x 620
	Aff. Harvard's win over person arrested by Harvard Police over extortion and threats	
Jan. 18, 1996	<i>Goldstein v. Harvard Univ.</i> , 95-1735	Torruella, Stahl, Lynch; LEX715
	A.D.A. suit filed by student	

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² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

³ Shorthand is used, e.g., an Oct. 17, 2019, decision cited as LEX39410 is 2019 U.S. App. LEXIS 39410.

Date	Case Name & No(s) .	Panel, Written By; Citation
May 25, 1995	<i>Doe v. Harvard Univ.</i> , 95-1152	Torruella, Selya, Stahl; LEX12789
	Aff. dismissal of suit as frivolous	

Filtered First Circuit "Harvard College"-type Decisions Postdating May 8, 1995, Attachm. 12

Date	Case Name & No(s) .	Panel,¹ Written By²; Citation³
Nov. 12, 2020	<i>Students for Fair Admissions, Inc. v. Presidents & Fellows of Harvard Coll.</i> , 19-2005	Howard, Lynch; 980 F.3d 157
Jan. 31, 2020	<i>Theidon v. Harvard Univ.</i> , 18-1279	Torruella, Lynch, Thompson; 948 F.3d 477
Dec. 9, 2015	<i>Students for Fair Admissions, Inc. v. Presidents & Fellows of Harvard Coll. (Harvard Corp.)</i> , 15-1823	Howard, Lynch, Kayatta, 807 F.3d 472
Mar. 16, 2015	<i>Jones ex rel. United States v. Mass. Gen. Hosp.</i> , 13-1973	Howard, Lipez, Thompson; 780 F.3d 479
May 7, 2012	<i>United States ex rel. Jones v. Brigham & Women's Hospital</i> , 10-2301	Lipez, JBD, Howard; 678 F.3d 72
Apr. 24, 2012	<i>Rohn v. Tap Pharm. Prods. (In re Luperon Mktg. & Sales Practices Litig.)</i> , 10-2494, 11-1329	Lynch, JBD, Lipez; 677 F.3d 21
May 1, 2009	<i>Fiumara v. Presidents & Fellows of Harvard College</i> , 08-1129	Lynch, JBD, Howard; 372 F. App'x 212
Oct. 14, 2003	<i>Goldstein v. Harvard Univ.</i> , 02-2500	Torruella, Lynch, Howard; 77 F. App'x 534
Jan. 18, 1996	<i>Goldstein v. Harvard Univ.</i> , 95-1735	Torruella, Stahl, Lynch; LEX715

¹ JBD signifies a judge from another court sitting by designation. See 28 U.S.C. §§ 291 *et seq.* (circuit judges and designations to other courts).

² Where writing was attributed to a single judge, that judge is emphasized; otherwise, the writing was *per curiam* or unattributed.

³ Shorthand is used, *e.g.*, an Oct. 17, 2019, decision cited as LEX39410 is 2019 U.S. App. LEXIS 39410.

CSV.zip, Attachm. 13

See Compact Disc of filing /002-Amended Motion to Vacate or Set Aside Sentence Section 2255/006-Decl. of Martin Gottesfeld re Data and Tables, Exh. E/CSV.zip or

<https://drive.google.com/drive/folders/1v8niLT-eRyuTU9noLNLRCkp8KhkV2gL?usp=sharing>.

For reference, the Secure Hashing Algorithm 256-bit ("SHA256") checksum of CSV.zip is 35b83d86272213665c21579d259b09b68fa69816cb2feb5ceef00ed460f21019 and its contents are as follows:

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ef97346a009bec4be088c049aac9a3ef8d07717a6228a02d5a318eec86a0c2b0	dcf.csv
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SHA256 Sum	Filename
9bfe1cc0fafbaa27243e3b730bf014efd580b26a321fb10827a53c8d2cf41169	error.h
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	log.txt

SHA256 Sum	Filename
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4468724f92d14b342e11a7210dbabc69202ac80814782d6c52eec86af1c20844	process.h
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cd91248f6678bcd1293b61d3397b0c4c28088a783691482b51b7cada763c616d	second_test.csv.sha256
88a9d5fb7ce4dc4dbba539bf86e8581b240dbbbd64200e096759eea8aec19dab	third_test.csv
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SHA256 Sum	Filename
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43ef54aeb2d7935dc6eabeaaf392d5238cbdb55c9ea5e0ea050f79893f7b5ba7	thread_prototypes.h
086a34585d0ee68a977e84439441a5d77c86985a5f572bbf71272e1c24992cbf	thread_prototypes.h.sha256
466a68d60a19a4c95dbc65bc2ec65971b789a8704578a44663267b0c8575c55b	threaded_ring_buffer.c
7a4ff0967d83b91ded8aa01896721b1de5a2655a1570e09792f61843cddb5170	threaded_ring_buffer.c.sha256
614f3018998fce56da4bd6ba9036b2c8333d338146563003228d088bb8ce5eab	threaded_ring_buffer.h
1d9ea57e46f1a6c173e54f21395474ee0c62ab5f19896930aef07260ae91a121	threaded_ring_buffer.h.sha256
0e07ec3c3d121c47d27136cb49aeec6c15af96a22baec4c23f57776bd0cedd35	threaded_ring_buffer.o
99e3b98e9837f74f5c432d6a1fe7954bcd869930f2d1b7be8a57f2907c716719	threaded_ring_buffer.o.sha256
2d52825ae6d5056471921af8406dd2bf5443d5d9128819d18fdcad27743a8561	user_random.c
9f11e844e4abcf362d2b752ebe606f846761095c094755955c52ec3d68f21181	user_random.c.sha256
10711f64f1605ca351289a7307396ace87318d1244d2fcbb2598f16bf65c1507	user_random.h
8bde1abddce5250afc754de93424c1710e1acf1a72016f5e6b64aceadd96532	user_random.h.sha256
d4e46086835c133e5b771c0c7046e470523282cbb826bc750e480bc20e1cacc7	user_random.o
a79d4929dc62362ace30980f2ae6211eb816f7fdc126d779865ef28b5aa3e508	user_random.o.sha256

The contents of the internal CSV-valgrind.zip archive, above, are as follows:

SHA256 Sum	Filename
ad8ea8b868e9d4f7a062837b071e094842af7d72e097682c7e9479f3666cff31	calc.sup
73b7eb01d454bd095cbbd1f7055a8923ae2ce1c48baa20e924f45f8c0ed4774c	calc.sup.sha256
d56bc08383833eb17782706d133c180755b159aec27c1124935578b33bce584c	dcf.csv
a1d3da816312c0808eea48fec937e174643b7d2d167cec8a6674cd2f212a3a4a	dcf.csv.sha256
303ed51bd6305c51cd89b4b1e51f84ee8de7107de24eae6d520d80bff8102419	first_test.csv
3fc75b4d916179b13b38f97d0b747d06cd69dbe5e984f5e261051a7e358d1568	first_test.csv.sha256
0e11e88414144874bcf131a6652d4ba2a8065c299e03ef5f628a9138972258eb	frequencies_zero-to-255.csv
36a1ef443f078e7afc3530a8527f66e618ec8de54f4c471d8155ef4d524066c2	frequencies_zero-to-255.csv.sha256
722b1a86acf1bc7ed6fd6ddcd7465e672e40d44bf390a320207c9a951f52a41a	frequencies_zero-to-275.csv
8b2fe782c49d4c0ea0318a3caf7635c7465967cc6ff5f1c8c9a8ab8867f53384	frequencies_zero-to-275.csv.sha256
fba78682ef8cb4d2ca5779bffa0a9f3517f151bcb9fe68a2dbc4e6022d64f7b3	harvard.csv
23fc5864ce442d758b6e1b2edc76f835ab4ba13ca67a2a35bafc37d95829b9ee	harvard.csv.sha256

SHA256 Sum	Filename
935bdb37fc3142dd0f148e966796de93eb78d10140890ba2826a59480cea1812	harvard_and_mass_hhs_dcf_dds.csv
d0708bfe881804d98583203e2a62d4c19be0b8e561f368d5d2e629bca670d926	harvard_and_mass_hhs_dcf_dds.csv.sha256
9aa76492f89710788af15a754b43aec0c402c669a4efa96d11344d5f082e52e9	haveged.stderr.txt
01f3df597424d74c6c7694dc0f44f73aef806f4c0494aa16883e1da78efa5f6	haveged.stderr.txt.sha256
8d3152103f44ed8b4c2fa8910dd6c82410ac1d0d3bf4c06f41c8189bb0fe13fc	hhs.csv
4665495d64ebba6e55102f3ccfe7925370186b7f50244072e8583e6ac482e575	hhs.csv.sha256
9717d3e63eeee692386b2f776434b91f6878dcddb4f1ae519b92fb682eb8c1f6	hhs_and_dcf.csv
99a8b2363b1741b4a65060458643893dce39d3666eab785600dbd43a2b2c250a	hhs_and_dcf.csv.sha256
d12e1d8f71d45399a9934ac1107b1b7067a79ba6115eea0d3dcd5ed7c3b95a11	mass_dcf.csv
0deb246169f6029aafea523bc4dabbdb5c93cf444a0fb62c02b899a2de6cb206	mass_dcf.csv.sha256
f04cc231c61b64d69c5c3eebb7229de763e260830fed17252e3bf5d0a0d31f75	mass_dds.csv
ec586202f755592d4ac66fd1d203cf7cb325ace65d3b8a2c8cdbca90cf4454ee	mass_dds.csv.sha256
dcdf54970b6865dacf068d1d44f7e9a811310ab936a5744587654d127833cb3e	mass_hhs.csv
d299420dd8b1c0fce949a00a0a09fdbd74e4bff16588e128b0b1cda7c21ba307	mass_hhs.csv.sha256
fd78b519ad7bd9647e5e47196c3fd7db14d0d7c3aec3b0f4785f9392dba5ebe7	mass_hhs_dcf_dds.csv
d828f46258608878d3cf7ae033252ec26c9aa6c03d591b39a155cbc010ab90bc	mass_hhs_dcf_dds.csv.sha256
6156f355bc99bb9017d387beb20aea5ddedb0640e7617d5dc1e499d1e43297e2	rngtest0.stderr.txt
6e740bf519913a5145ff81221a7755a5edd853ff97c00cb7cab2303b65cb04ec	rngtest0.stderr.txt.sha256
9584928c8b964ac62d2635b3ec0d340b7a62868ea6af9c51523a440ecfc52e4f	rngtest1.stderr.txt
b1c0b0bf0459739d6a778710f67f975e0466db6728598d705bd05b57c637a42d	rngtest1.stderr.txt.sha256
5520c558d9933275fcb6c3654d9128b6bf2ca99f6d1fc12da1a84c493e26126a	second_test.csv
9a682c04f10c0f0c5694c4693a60c33be9d6125d1466b7876e26473032d95985	second_test.csv.sha256
91f09af500c437be97376ec12dde0e6e662c3f2796e3f8c146fa33ab38d2bbbb	third_test.csv
e132942dbcd6095414ab06da5ea9b210a60d0454547f1467f5598f208695557	third_test.csv.sha256

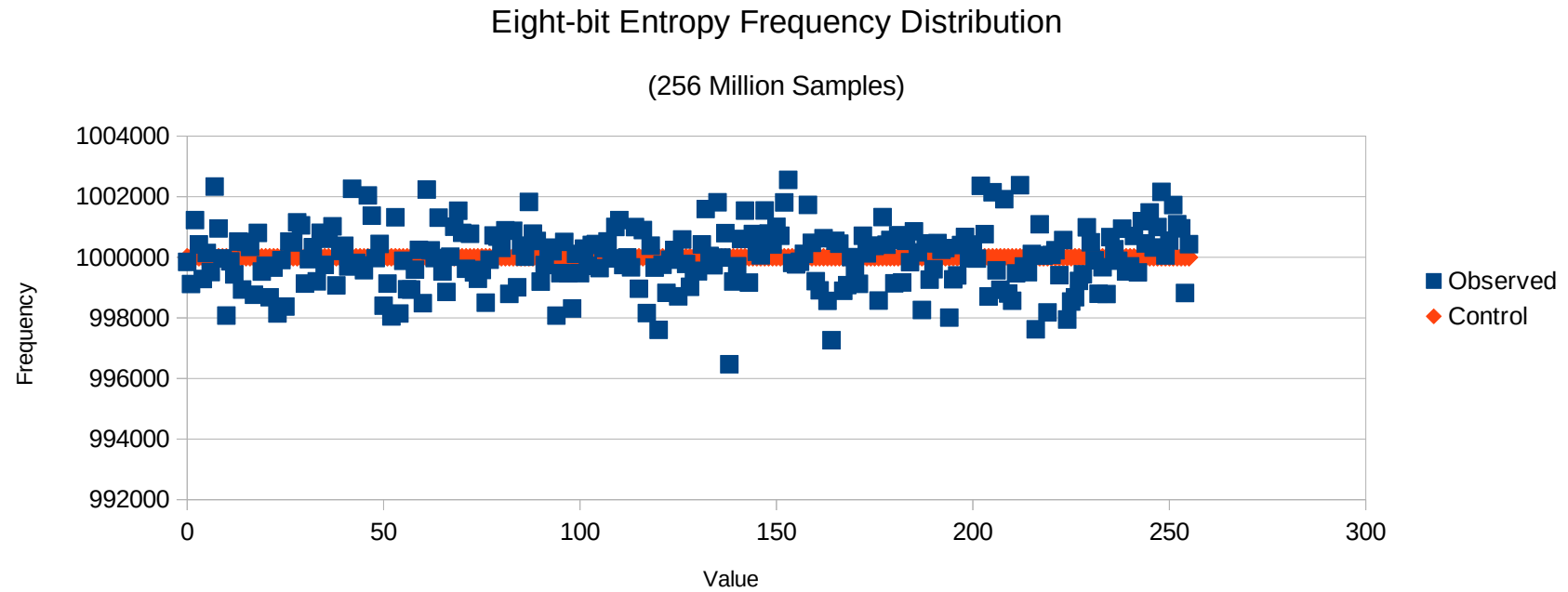
CSV.zip.sha256, Attachm. 14

See Compact Disc of filing /002-Amended Motion to Vacate or Set Aside Sentence Section 2255/006-Decl. of Martin Gottesfeld re Data and Tables, Exh. E/CSV.zip.sha256 or
<https://drive.google.com/drive/folders/1v8niLTe-eRyuTU9noLNLRCkp8KhkV2gL?usp=sharing>.

For reference, the contents of CSV.zip.sha256 are as follows.

35b83d86272213665c21579d259b09b68fa69816cb2feb5ceef00ed460f21019 CSV.zip

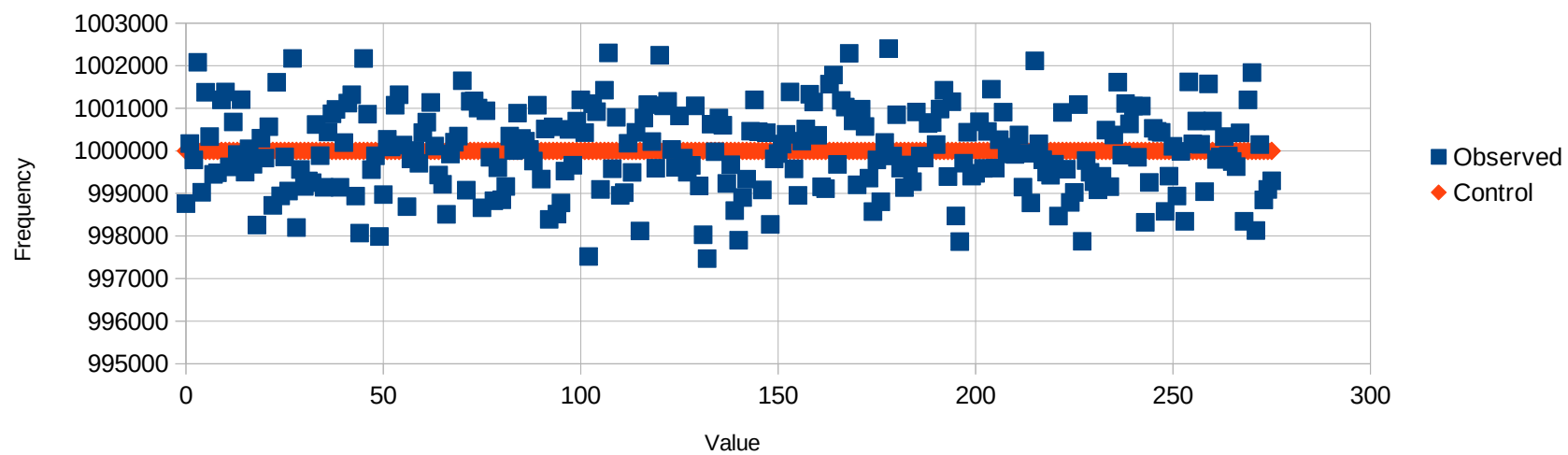
Eight-bit Entropy Frequency Distribution, Attachm. 15



Zero-275 Entropy Frequency Distribution, Attachm. 16

Zero-275 Entropy Frequency Distribution

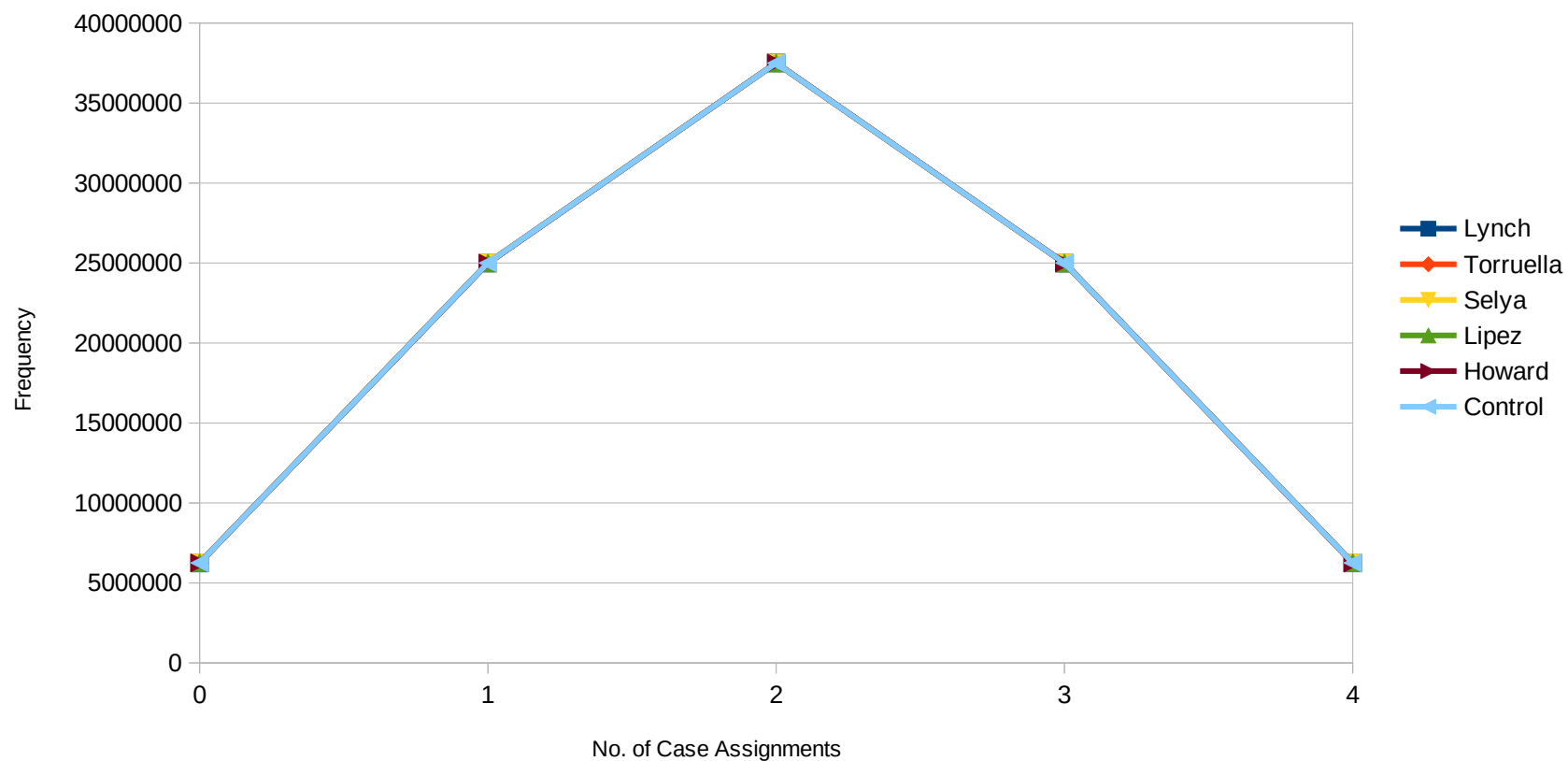
(276 Million Samples)



First Test Dataset Frequency Distribution, Attachm. 17

First Test Dataset Frequency Distribution

(100 Million Simulations of Four Cases at 1:2)

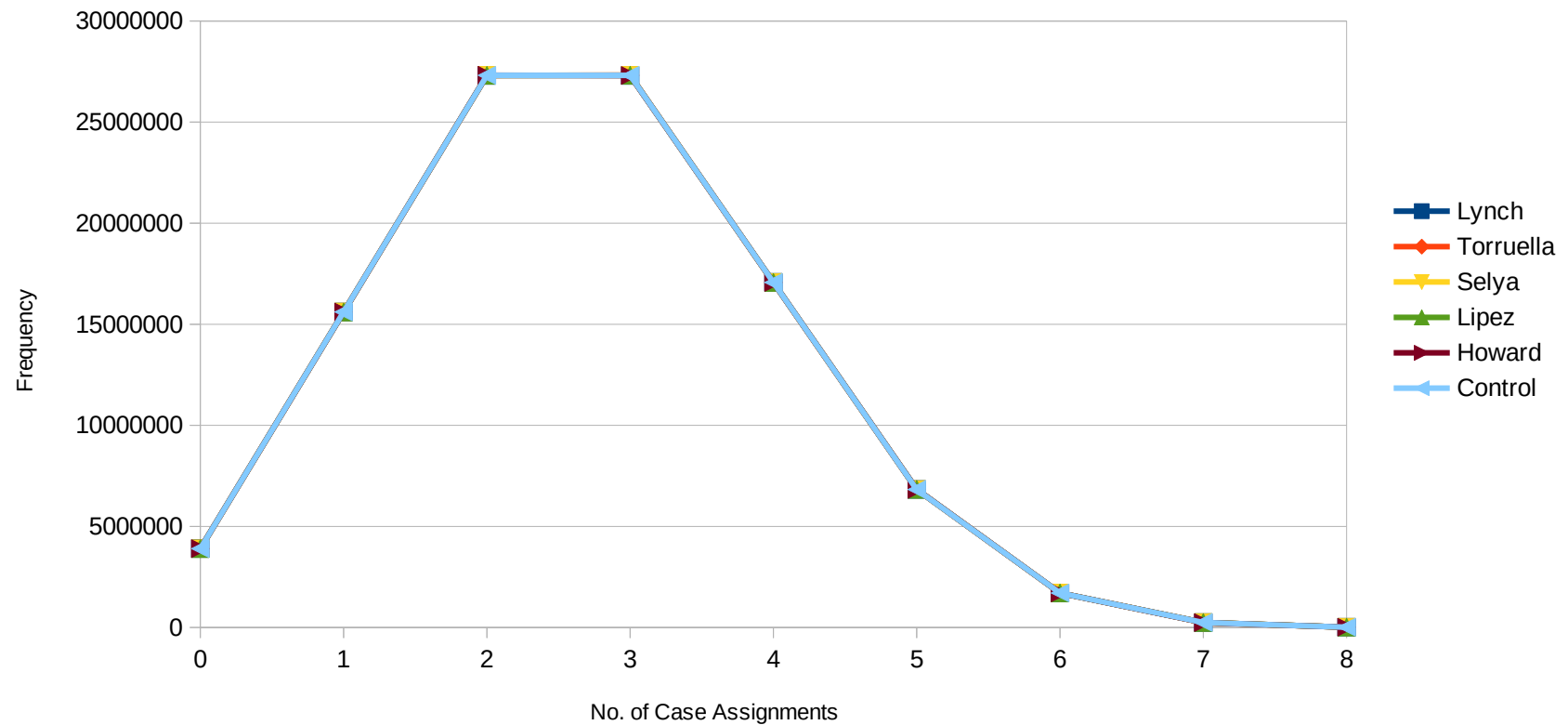


* The frequencies of assignments from the simulations align with the control curve to such an extent that the chart's lines are all on top of each other at any scale presentable on 8½x11-inch paper.

Second Test Dataset Frequency Distribution, Attachm. 18

Second Test Dataset Frequency Distribution

(100 Million Simulations of Eight Cases at 1:3)

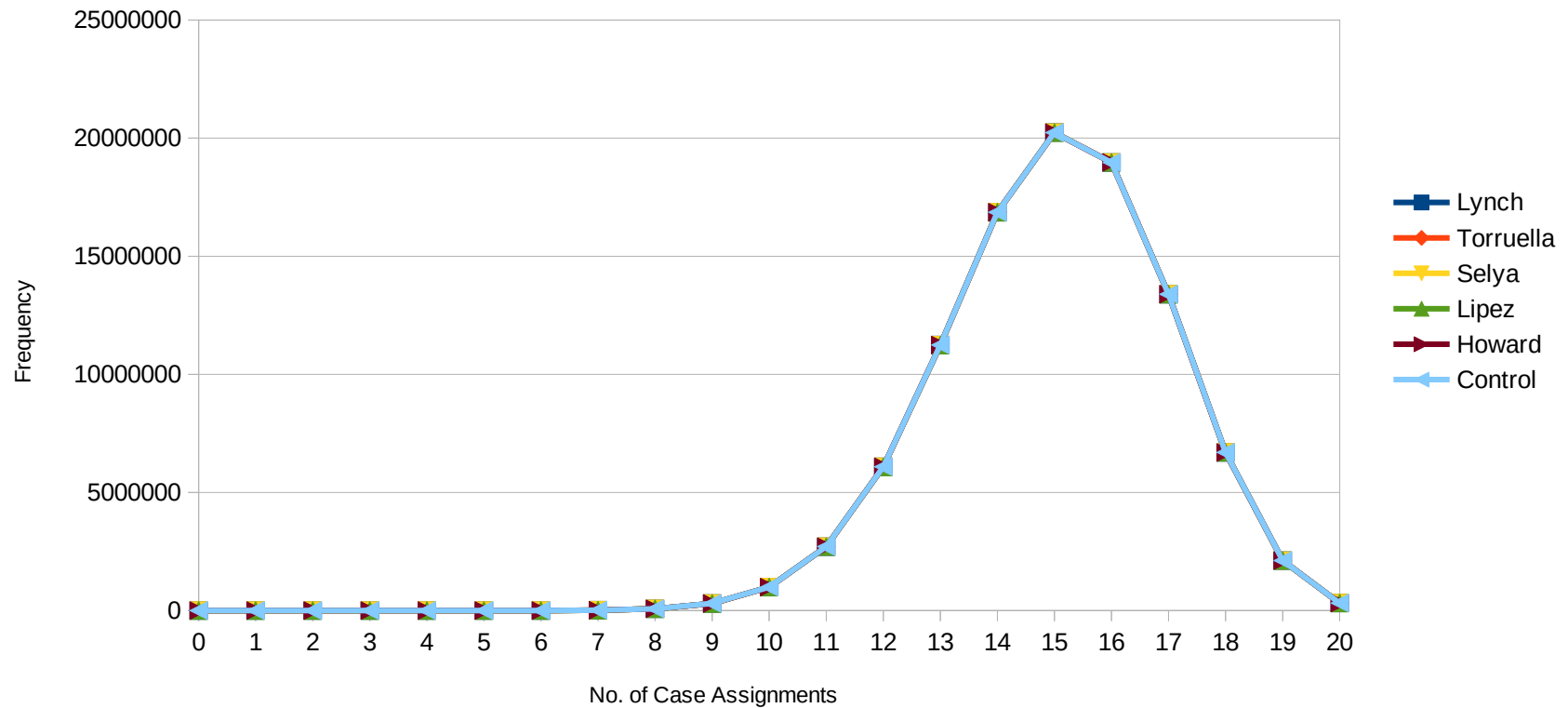


* The frequencies of assignments from the simulations align with the control curve to such an extent that the chart's lines are all on top of each other at any scale presentable on 8½x11-inch paper.

Third Test Dataset Frequency Distribution, Attachm. 19

Third Test Dataset Frequency Distribution

(100 Million Simulations of 20 Cases at 3:4)

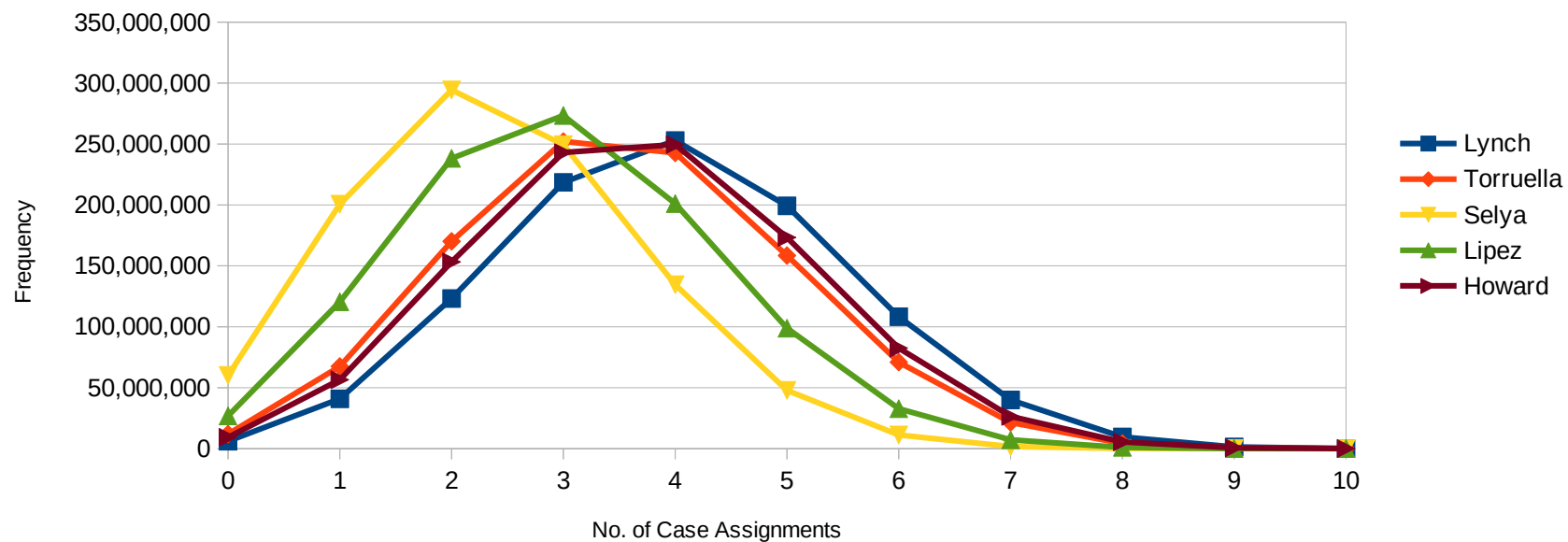


* The frequencies of assignments from the simulations align with the control curve to such an extent that the chart's lines are all on top of each other at any scale presentable on 8½x11-inch paper.

First Circuit "Massachusetts"—"HHS" & Similar Case Assignments Expected Freq. Distr., Attachm. 20

First Circuit "Massachusetts"—"HHS" & Similar Case Assignments Expected Freq. Distr.

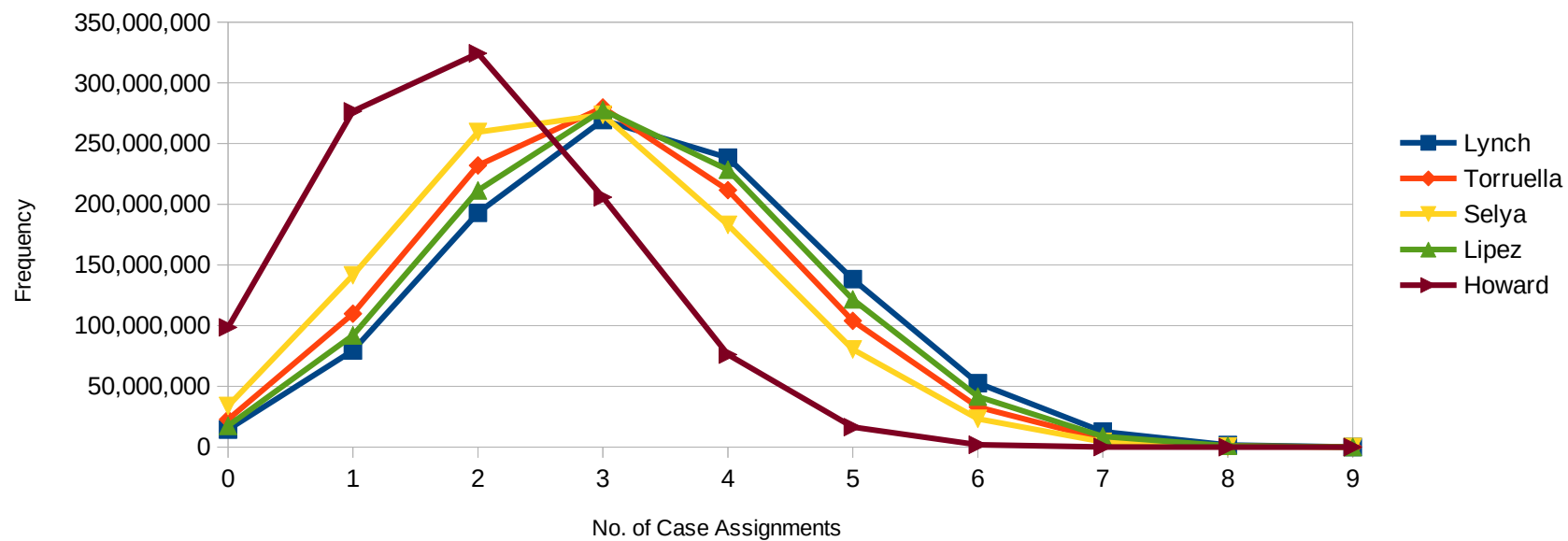
(One Billion Simulations)



First Circuit Massachusetts "DCF"-type Case Assignments Expected Freq. Distr., Attachm. 21

First Circuit Massachusetts "DCF"-type Case Assignments Expected Freq. Distr.

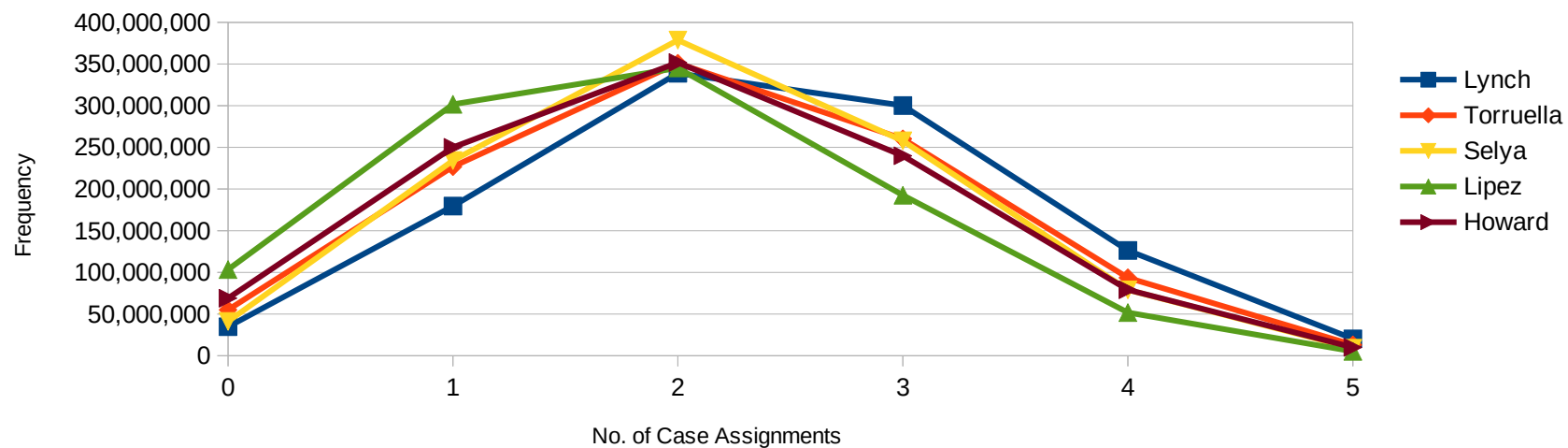
(One Billion Simulations)



First Circuit "Massachusetts" "Developmental Services"-type Case Assignments Expected Freq. Distr., Attachm. 22

First Circuit "Massachusetts" "Developmental Services"-type Case Assignments Expected Freq. Distr.

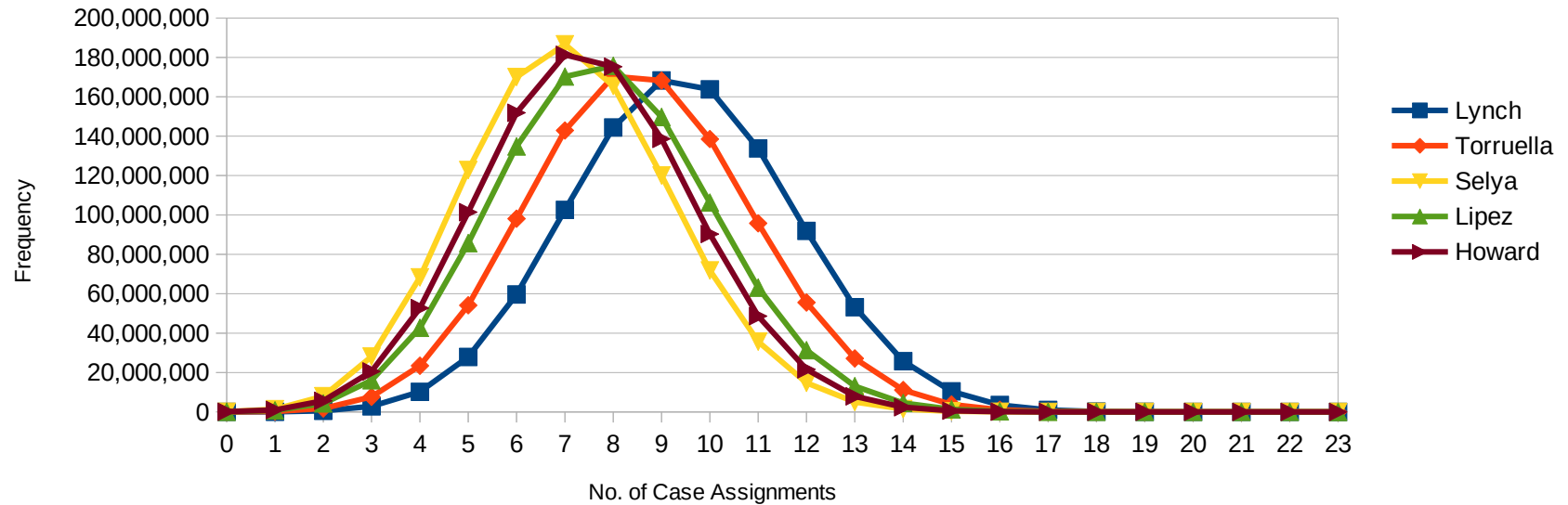
(One Billion Simulations)



First Circuit "Massachusetts" "DCF" and "Developmental Services"-type Case Assignments Expected Freq. Distr., Attachm. 23

First Circuit "Massachusetts" "DCF" and "Developmental Services"-type Case Assignments Expected Freq. Distr.

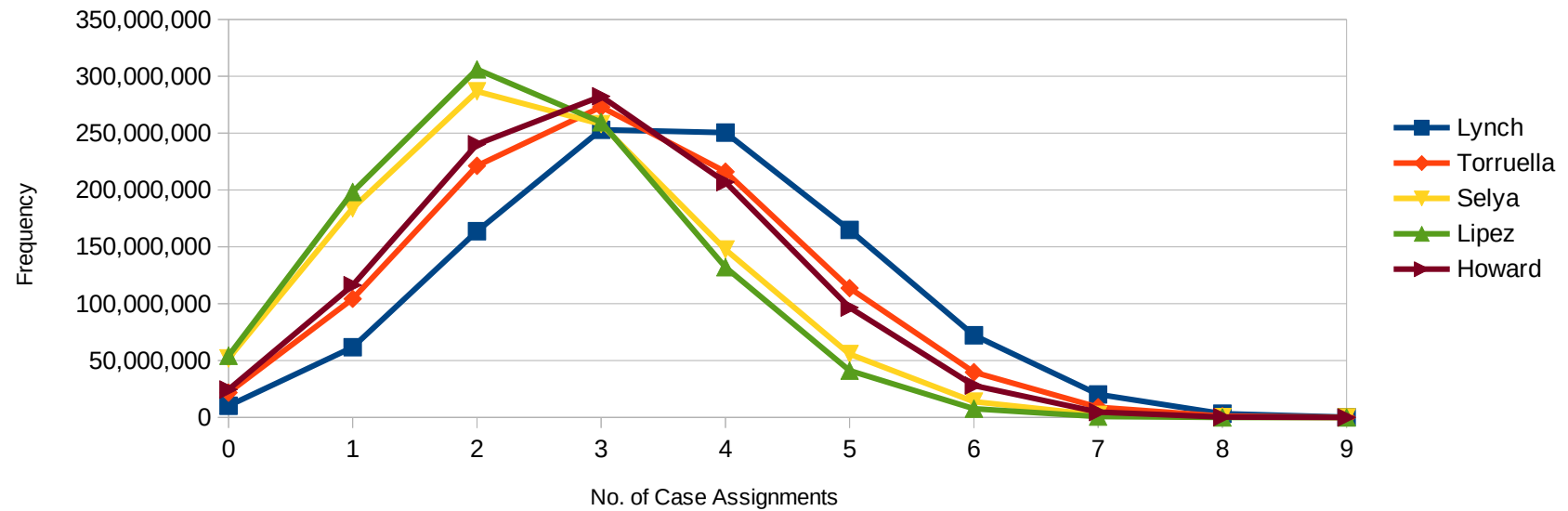
(One Billion Simulations)



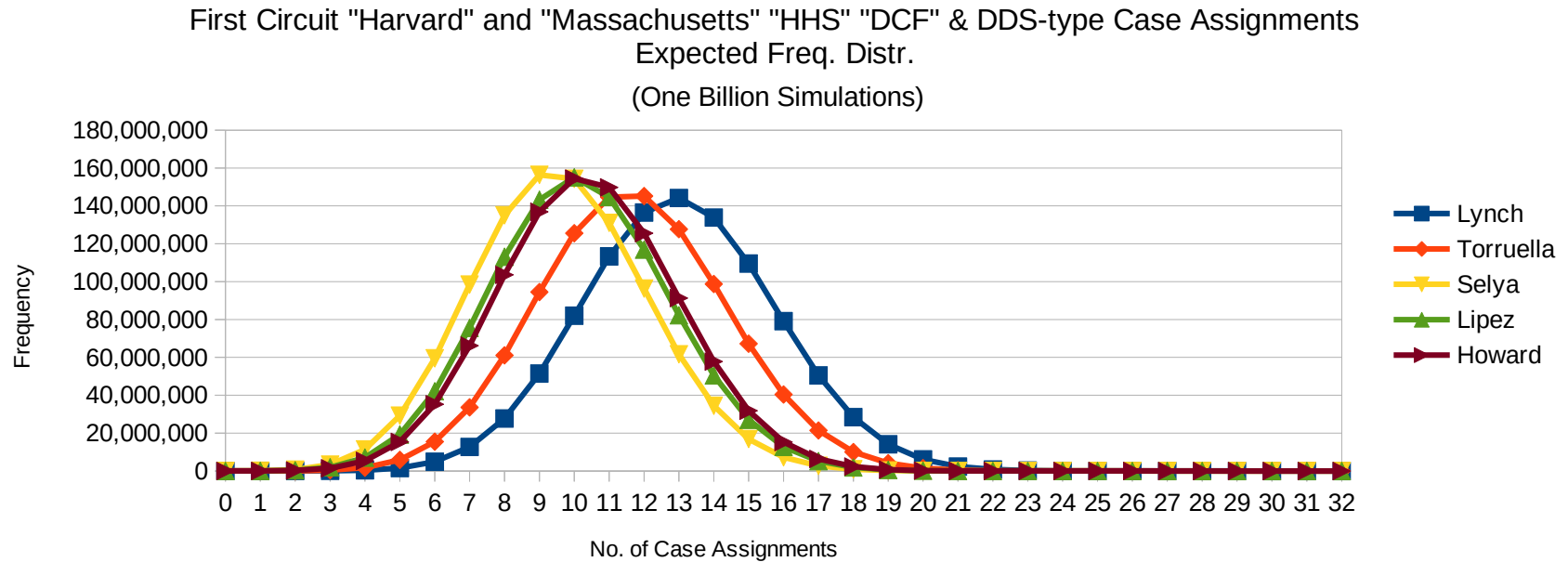
First Circuit "Harvard"-type Case Assignments Expected Freq. Distr., Attachm. 24

First Circuit "Harvard"-type Case Assignments Expected Freq. Distr.

(One Billion Simulations)



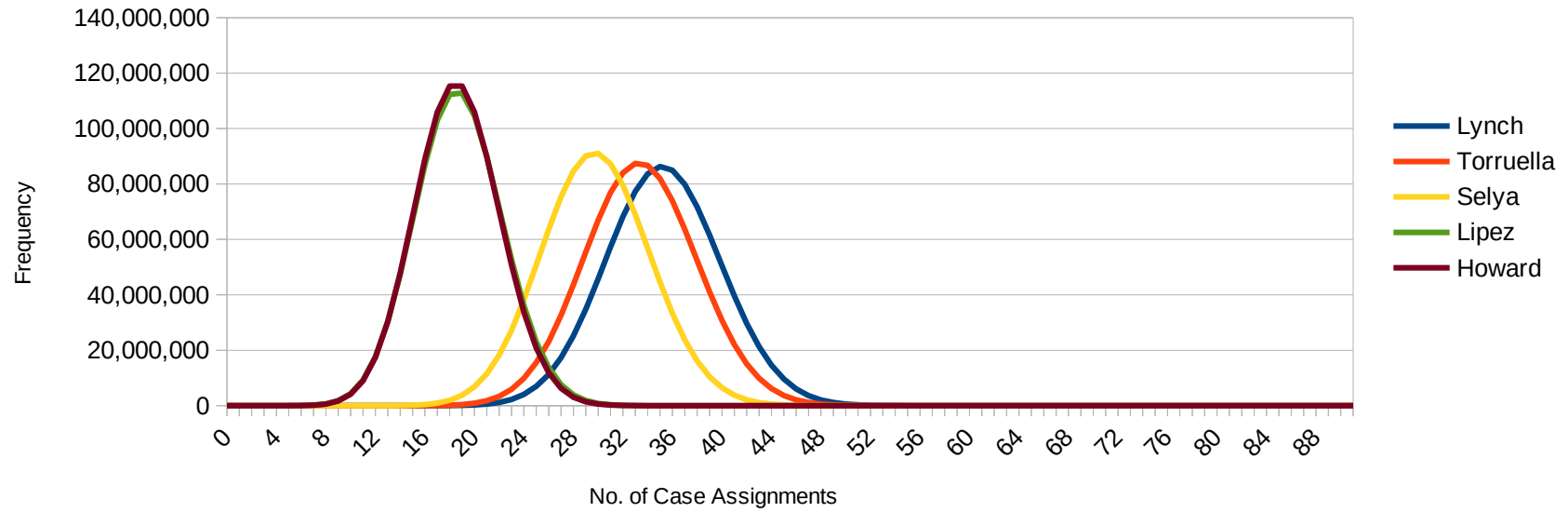
First Circuit "Harvard" and "Massachusetts" "HHS" "DCF" & DDS-type Case Assignments Expected Freq. Distr., Attachm. 25



First Circuit "HHS"-type Case Assignments Expected Freq. Distr., Attachm. 26

First Circuit "HHS"-type Case Assignments Expected Freq. Distr.

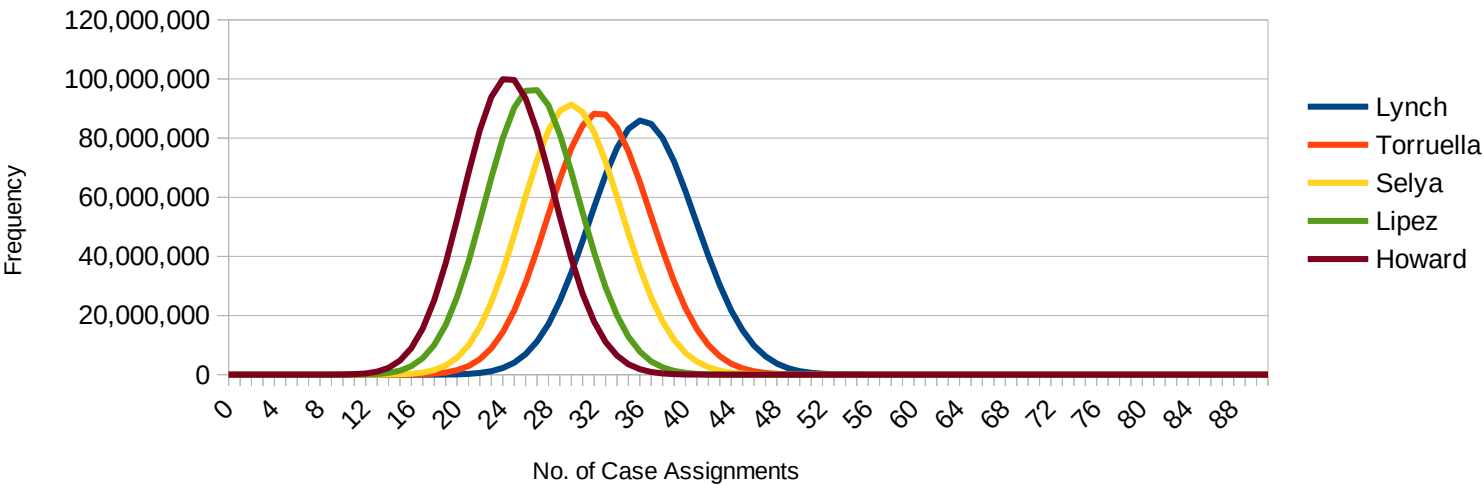
(One Billion Simulations)



First Circuit "DCF"-type Case Assignments Expected Freq. Distr., Attachm. 27

First Circuit "DCF"-type Case Assignments Expected Freq. Distr.

(One Billion Simulations)



First Circuit "HHS" and "DCF"-type Case Assignments Expected Freq. Distr., Attachm. 28

First Circuit "HHS" and "DCF"-type Case Assignments Expected Freq. Distr.

(One Billion Simulations)

